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No.U.13018/46/2005-Delhi-I(NC)
BHARAT SARKAR/GOVERNMENT OF INDIA
GRIH MANTRALAYA/MINISTRY OF HOME AFFAIRS

North Block, New Delhi,
Dated 16th January, 2006

To
Chief Secretary,
(Governments of Uttar Pradesh, Madhya Pradesh, Chattisgarh, Haryana, Bihar, Jharkhand, J&K, Himachal Pradesh, Orissa, Maharashtra, Uttaranchal, Punjab and NCT of Delhi)

Subject : Sanction of "rehabilitation package" to provide relief to the victims of 1984 riots.

Sir/Madam,

I am directed to say that in pursuance of the assurances given by the Prime Minister and the Home Minister during discussion on the Report of Justice Nanavati Commission of Inquiry into 1984 riots in the Lok Sabha and the Rajya Sabha, the matter has been considered by the Government and it has been decided to sanction ex-gratia amount and other assistance to the victims of 1984 riots as mentioned below:

- (i) Ex-gratia amount @ Rs. 3.5 lakh would be paid in each case of death during the riots. This will be in addition to the amount already paid by the respective State Governments;
- (ii) Ex-gratia amount in case of injuries will be paid @ Rs.1.25 lakh minus the amount already paid by the State Governments;
- (iii) All death cases which took place in trains during the 1984 riots would also be considered for payment of ex-gratia after due verification. The Government of Punjab, Ministry of Defence and Railways are to assist in verification of claims and identifying such cases;
- (iv) No new claims for grant of ex-gratia for death or injury would be entertained. Only those who received ex-gratia earlier should be eligible for the enhanced additional ex-gratia amount. However, if there are any pending or disputed cases which are awaiting decision for want of the necessary proof /evidence, such cases can be considered if they are finally accepted as genuine claims;
- (v) Ex-gratia for damaged residential properties would be paid @ 10 times the amount originally paid after deducting the amount already paid;

- (vi) Ex-gratia for damaged uninsured commercial/industrial properties would be paid @ 10 times the amount minus the amount already paid;
- (vii) Children/family members of those who died in the riots of 1984 will be given preference in recruitment in para-military forces, IR Battalions, State Police Forces, Public Sector Undertakings and other State and Central Government Departments by giving necessary age relaxation;
- (viii) The Central Government/State Governments may launch a special recruitment drive to accommodate eligible members from riot affected families;
- (ix) Those who had lost their jobs in other States would be allowed to rejoin by treating the period of absence as 'dies-non';
- (x) Those who had to leave their jobs due to riots and have already crossed the age of superannuation may be given necessary pensionary benefits by relaxing the normal rules to the extent possible;
- (xi) The State Governments may grant pension to all the widows and old aged parents of those who were killed in the 1984 riots at the uniform rate of Rs. 2500/- per month for the whole life from a prospective date. Wives of those who have suffered disability of 70% or more and those who are missing since 1984 may also be provided pension at the same rate;
- (xii) Approximately 22,000 families of victims of the riots, which migrated to Punjab from other riot affected States and are still living there, would be paid Rehabilitation Grant @ Rs. 2 lakh per family. Similarly placed families of victims of the riots living in other States may also be given Rehabilitation Grant at the rate of Rs. 2 lakh per family.

2. It has further been decided that the entire expenditure on payment of ex-gratia in case of death and injury and ex-gratia for damaged residential properties and damaged uninsured commercial/industrial properties and rehabilitation grant as indicated at para 1(xii) above would be borne by the Central Government. The expenditure on payment of pension to the widows and old aged parents of those who were killed in 1984 riots, wives of those who have suffered disability of 70% or more and those who are missing since 1984 should be borne by the respective State Government.

3. The Governments of Uttar Pradesh, Madhya Pradesh, Chattisgarh, Haryana, Bihar, Jharkhand, J&K, Himachal Pradesh, Orissa, Maharashtra, Uttaranchal, Punjab and NCT of Delhi are requested to take immediate necessary steps to grant ex-gratia and other assistance to the victims of 1984 riots as per the following guidelines:

- (i) The State Governments will, immediately on receipt of this letter, issue a notice for inviting claims from the riot victims for payment of ex-gratia in case of death/injury and compensation for damage to residential/commercial/industrial properties;
- (ii) Each State Government will publicize the particulars of officers authorised to receive claims from riot victims. They will also nominate a senior officer as "Liaison Officer" for this purpose. His/her particulars will be communicated to the Ministry of Home Affairs;

- (iii) All the claims will be duly verified/scrutinised by local administration/agency of State Governments;
- (iv) Each State Government will constitute a Committee, which will consider the verified/scrutinised claims and give recommendation whether the claim should be accepted for payment or rejected.
- (v) Based on the recommendation of the Committee, the State Governments will initially make disbursement of the amount from their own budget;
- (vi) After making disbursement, the State Governments will calculate the total expenditure incurred on payment of ex-gratia/compensation and seek reimbursement from the the Ministry of Home Affairs;
- (vii) All payments to the riot victims will be made through "account payee cheques" only. In case a beneficiary does not have a bank account, the State Government will arrange a bank account to be opened in his/her name before the payment is made.
- (viii) The State Governments would review the procedures prescribed for verification/scrutiny of claims to make it simple and less cumbersome to avoid delay and harassment to the riot victims;
- (ix) In cases where the claims are supported by proof of having received the amount of compensation paid by the State Governments earlier, that may be considered as adequate and no additional proof may be required. It would be ensured that the claims are not rejected on technical/flimsy grounds.

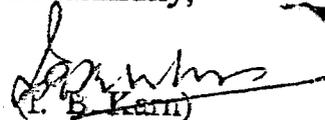
4. In order to ensure that the claims are settled and assistance provided to the riot victims in a time bound manner, the State Governments are requested to take action as per the following time schedule:

- (i) Issue of notice by the State Governments for inviting claims and receipt of claims from riot victims; - By 31.1.2006
- (ii) Constitution of a Committee by each State Government to scrutinise the verified claims and make recommendation for payment or otherwise; - By 31.1.2006
- (iii) Verification of claims by local administration/agency of State Governments, scrutiny of verified claims by the Committees and submission of recommendation by the Committee to State Government; - By 15.2.2006
- (iv) Disbursement of the amount by the State Government to the riot victims; - By 31.3.2006
- (v) Submission of demand by State Governments to the Central Government for reimbursement of the amount; - By 15.4.2006

(vi) Reimbursement of amount to the State Government by the - By 31.5.2006
Ministry of Home Affairs.

5. This issues with the approval of the Integrated Finance Division of the Ministry of Home Affairs vide their Dy. No. 3569/AS&FA(H) dated 10th January, 2006.

Yours faithfully,



(I. B. Karn)

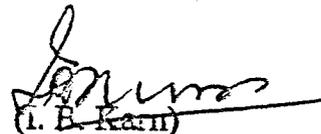
Director(Delhi)

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Copy forwarded for information and necessary action to:

- (i) All Ministries/Departments of the Government of India;
- (ii) All States/ Union Territories;
- (iii) All attached and subordinate offices, PSUs/Autonomous Bodies etc. of the Ministry of Home Affairs;
- (iv) Commissioner of Delhi Police;
- (v) Department of Personnel and Training with the request to give necessary age relaxation to various Ministries/Departments as and when approached by them for implementation of the decisions regarding employment;
- (vi) Ministry of Finance (Department of Expenditure);
- (vii) Joint Secretary, Police Division, MHA for necessary action on paragraphs (1) (vii) to (1) (x);
- (viii) Integrated Finance Division, MHA;



(I. B. Karn)

Director(Delhi)