

**GOVERNMENT OF INDIA
MINISTRY OF TRIBAL AFFAIRS
RAJYA SABHA
UNSTARRED QUESTION NO- 3816
TO BE ANSWERED ON- 05/04/2023**

NATIONAL COMMISSION FOR SCHEDULED TRIBES

3816 DR. KIRODI LAL MEENA:

Will the Minister of TRIBAL AFFAIRS be pleased to state:

- (a) whether Government has taken cognizance of the fact that there has been an increase in the cases of atrocities committed against the tribal community in the country;
- (b) if so, the details thereof and the total number of cases reported/registered in the National Commission for Scheduled Tribes (NCST) regarding the persecution of tribal community in Rajasthan during the last three years and the current year and the action taken by the Commission in this regard; and
- (c) the details of steps taken/being taken by Government to prevent the atrocities being committed against the tribal community?

ANSWER

**MINISTER OF STATE FOR TRIBAL AFFAIRS
(SHRI BISHWESWAR TUDU)**

(a): Police and Public Order are state subjects under the Seventh Schedule to the Constitution of India. The responsibilities to maintain law and order, protection of life and property of the citizens, and investigation and prosecution of crime including crime against members of Scheduled Castes and Scheduled Tribes rests with the respective State Governments.

The State Governments are competent to deal with such offences under the extant provisions of law.

As per the latest data provided by National Crime Records Bureau (NCRB), details of State/ UT-wise Cases Registered (CR), Cases Charge-sheeted (CCS), Cases Convicted (CON), Persons Arrested (PAR), Person Charge-sheeted (PCS) and Persons Convicted (PCV) under Crime/ Atrocities against Scheduled Tribes (STs) during 2019-2021 is enclosed at **Annexure-I**.

(b): As per information provided by the National Commission for Scheduled Tribes (NCST), there is no specific case in respect of persecution of tribal society in the State of Rajasthan. However, atrocity related complaints received in the Commission from Scheduled Tribes in the State of Rajasthan during the last three years and current year are as under:

Name of the State	2019-20	2020-21	2021-22	2022-23
Rajasthan	233	38	72	74
Total	233	38	72	74

As per Rules of Procedure of the Commission, notices have been issued to the concerned authorities for facts and comments.

(c): An Act of the Parliament namely the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) {PoA} Act, 1989 was enacted to prevent atrocities against members of Scheduled Castes (SCs) and Scheduled Tribes (STs) which has been amended in 2015 to make it more effective. The amended act includes new offences, expanded scope of presumptions, institutional strengthening, which inter-alia includes establishment of Exclusive Special Courts and specification of Exclusive Special Public Prosecutors to exclusively try the offences under the PoA Act to enable expeditious disposal of cases, power of Special Courts and Exclusive Special Courts to take direct cognizance of offences and as far as possible, completion of trial within two months from the date of filing

of the charge sheet, establishing rights of victims and witnesses, and strengthening preventive measures. This Act also provides relief / compensation to the victims and also prescribes action to be taken by the law implementing agencies in conjunction with IPC in the country. Police and Public Order are State Subject under the Seventh Schedule of the Constitution of India. The State Governments/ Union Territory Administrations are primarily responsible for prevention, detection, registration, investigation and prosecution of crimes within their jurisdiction including crimes against members of Scheduled Castes(SCs) and Scheduled Tribes(STs), as also for implementation of the Protection of Civil Rights(PCR) Act, 1955 and the Scheduled Caste and the Scheduled Tribes (Prevention of Atrocities) {PoA} Act, 1989 . The Government has been reviewing with the law implementing agencies of the State Government for ensuring prompt registration of atrocities, speedy investigation of the offences and timely dispensing of cases by the Courts. Further, Government of India has issued advisories to the State Governments/UT Administrations from time to time for effective implementation of the PoA Act and Rules in letter and spirit.

[illegible]

35	Lakshadweep	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0
36	Puducherry	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL UT(S)	5	1	0	10	6	0	4	7	0	14	15	0	12	8	0	14	17	0
	TOTAL (ALL INDIA)	7570	5918	741	10159	10653	1148	8272	6484	347	11578	12522	605	8802	7186	548	10903	13505	824
Source: Crime in India																			
Note : '+' Combined data of erstwhile D&N Haveli UT and Daman & Diu UT during 2019																			
*' Data of erstwhile Jammu & Kashmir State including Ladakh during 2019																			
\$ Revised data for 2019 has been furnished by Uttar Pradesh State in 2021. Therefore, comparatively there may be difference in the old published data of Crime/Atrocities against STs in regard of year 2019																			
