



## State Human Rights Commissions as Enforcement System in India: A Critical Appraisal

Ramesh Kumar<sup>a,\*</sup>, 

<sup>a</sup>(Human Rights Law Activist), B.A., LL.B. (University Topper), LL.M. (International Human Rights Law) UGC-NET (Law) UGC-Accredited-MP-SET (Law) MPPSC, DCA, PGDIP, Ph.D. (Law)-Human Rights Law, Jiwaji University, Gwalior, (M.P.), India Pin Code-474011.

### KEYWORDS

Human Rights, SHRC, Human Rights implementation, Protection of human rights, Enforcement mechanism, Enforcement of Law, Suo-motu, State Human right Commission, NALSA.

### ABSTRACT

The deprivation and denial of the life and liberty of humans are very common in spite of the enforcement system of human rights, subject to exceptions. The State Human Rights Commissions (SHRCs) are for the better protection of human rights but the term 'may' have been used by the competent central legislature of India which has the connotation that to constitute the SHRC is at the discretion of the State governments but discretion cannot be arbitrary and against the Indian Constitution. Some state governments of India still did not constitute the SHRC so far now in these circumstances how the better protection of human rights shall be possible? In the States where SHRCs has been constituted but due to the shortage of staff members or manpower to perform the functions as conferred on the SHRCs, now how the human rights shall be protected of people? In addition to the aforesaid, large pendency of cases also is existent. Whether the Legal Legislative Mandate of the Parliament by way of the Protection of Human Rights Act 1993 (TPHRA) with the intention and objectives of this statute is being complied with or not by the state governments? Keeping in the special views as aforesaid, this research has been conducted which covers the existing State Human Rights Commissions (S.H.R.C.s), functions, power, procedure, the compositions, vacant posts, pendency, disposals, recommendations, registered cases on Suo-motu about the complaints in the furtherance of rule of law and in the adherence of Rule of Law in a democratic society.

### Introduction

The State Human Rights Commissions as direct enforcement system has been established with a specific purpose to provide the better protection of human rights in according with the protection of human rights act 1993 to uplift & develop the life style of human for ensuring the existence but some states respective of India did not constitute the Commission (s) to so far from the date of enforcement of the act which reveals the non-compliance of legal mandate of people in whom the sovereignty as supreme power is found in democratic, republic & sovereign India. The non-establishment of the State Human Rights Commissions (S.H.R.C.s) by the some States is very misery & plight for the human rights. The deprivation of life & personal liberty of human is also seen easily which gives the deepest contrary consequences to the society & social life of human subjecting to exceptions but still India has the most & greatest significance in the field of human rights. The State Human Rights Commissions (S.H.R.C.s) are treated as the recommendatory body under some exceptions. In case of present scenario, more empowerment of the State Human Rights Commissions (S.H.R.C.s) has become not only essential but also mandatory due to the most serious violations of human rights in common ways. The Human rights are in plight & miserable conditions subjecting to some exclusion. India has 28 States & 09 Union Territories = 37 States/Territories but this article is confined to 'the State Human Rights Commissions of India (S.H.R.C.s)' hence there are only 25+1 'the State Human Rights Commissions (S.H.R.C.s)' with the inclusion of the Andhra Pradesh & Telangana jointly were in existence in whole India but now it shows that Andhra Pradesh<sup>1</sup> & Telangana<sup>2</sup> both are existent separately, the remaining States/Territories did not constitute or establish the 'the State Human Rights Commissions (S.H.R.C.s) to till now. The State (s) which did not constitute or setup the State Human Rights Commission (s)

(S.H.R.C.s)' as 1.The State of Arunachal Pradesh, 2.The State of Mizoram, 3.The State of Nagaland<sup>3</sup> Now the questions is arisen that why have 'the State Human Rights Commissions (S.H.R.C.s)' not been constituted in rest of the States to so far? Whether the related provisions (section 21 of the act) for the Commissions is mandatory or essential or not? What are the causes behind the same? With this respect, prior to the enactment of 'the Protection of Human Rights Act, 1993 (T.P.H.R.A., 1993)', an ordinance had been promulgated as a 'Protection of Human Rights Ordinance 1993' which was repealed under section 43 of this act.<sup>4</sup> Consequently 'the Protection of Human Rights Act,1993 (T.P.H.R.A., 1993)', was made by the Parliament of India & enforced on September 28, 1993. This act has 43 Sections 08 Chapters. It has been amended in 2006 & 2019. This act now extends to whole of India with effect from October 31, 2019.<sup>5</sup> This act has been brought in to force with the objectives of the better protection of human rights & matters related with it or incidental. In the view of all these, the provisions relating to the constitution or establishments of 'the National Human Rights Commission' (N.H.R.C.), 'the State Human Rights Commissions (S.H.R.C.) for the States' & 'Human Rights Courts' (H.R.C.) for the fulfillment of intention of the Parliament. It is also revealed the powers, functions, procedure and other matters of the aforesaid Commissions. 'The National Human Rights Commission' (N.H.R.C.) has been established on October 12, 1993 in New Delhi. This act also provides the definition or meaning of the human rights under section 2(1) (d). All the aforesaid human commissions are having the status of the 'Civil Court' & have all the powers of the 'Civil Court' as under the Code of Civil Procedure 1908 for inquiry into the complaints under the act.<sup>6</sup> The Commissions are treated as the 'Recommendatory Body.' With regard to this, any matter or act which constitutes the violation of human rights or alleged to have been committed must be produced or filed before the

### \* Corresponding author

E-mail: [jmsdrameshkumar@gmail.com](mailto:jmsdrameshkumar@gmail.com) (Ramesh Kumar).


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 <https://orcid.org/0000-0003-2771-7274>

Commission (s) up to 01 year from the date of the commission of violation of such act or matter.<sup>7</sup> The Jammu & Kashmir Human Rights Commission has been constituted under the Jammu & Kashmir Human Rights Act 1997.

### 1. The State Human Rights Commission (s) (S.H.R.C.s) of India

In addition to the aforesaid, the State Human Rights Commission (s) (S.H.R.C.s) also function at the State (s) level for the better protection & other related things of the human rights in India which have been placed under the Chapter 05 sections 21 to 29, 35, 36, 41 and other relevant provisions of this act. There is 25+1 the State Human Rights Commission (s) (S.H.R.C.s) including Andhra Pradesh & Telangana Human Rights Commission (s) are in existence & the remaining States/Union territory (ies) did not setup or constitute the S.H.R.C. (s) in India. The Jammu & Kashmir Human Rights Commission has been established under the Jammu & Kashmir Human Rights Act 1997 but from October 31, 2019, the Jammu & Kashmir Human Rights Commission is also covered under the Protection of Human Rights Act 1993.<sup>8</sup>

#### 1.1. The List (s) of 'the State Human Rights Commissions' (S.H.R.C.s)<sup>9</sup> of India<sup>10</sup>

Figure: 01

S.No.	Name of the Commissions	State (s)	Location (s)
1.	Assam Human Rights Commission	Assam	Guwahati
2.	Andhra Pradesh & Telangana Human Rights Commission	Andhra Pradesh & Telangana	Hyderabad
3.	Bihar Human Rights Commission	Bihar	Patna
4.	Chhattisgarh Human Rights Commission	Chhattisgarh	Raipur
5.	Gujarat Human Rights Commission	Gujarat	Gandhinagar
6.	Goa Human Rights Commission	Goa	Panaji
7.	Himachal Pradesh Human Rights Commission	Himachal Pradesh	Shimla
8.	Haryana Human Rights Commission	Haryana	Chandigarh
9.	Jammu & Kashmir Human Rights Commission (Now this commission is not in existence due to the Jammu and Kashmir Reorganization Act 2019, Article 370 read with article 35A of the Constitution of India)	Jammu & Kashmir	Srinagar
10.	Jharkhand Human Rights Commission	Jharkhand	Ranchi
11.	Kerala Human Rights Commission	Kerala	Thiruvananthapuram
12.	Karnataka Human Rights Commission	Karnataka	Bangaluru
13.	Madhya Pradesh Human Rights Commission	Madhya Pradesh	Bhopal
14.	Maharashtra Human Rights Commission	Maharashtra	Mumbai
15.	Manipur Human Rights Commission	Manipur	Imphal
16.	Meghalaya Human Rights Commission	Meghalaya	Shilong
17.	Odisha Human Rights Commission	Odisha	Bhubaneswar
18.	Punjab Human Rights Commission	Punjab	Chandigarh
19.	Rajasthan Human Rights Commission	Rajasthan	Jaipur
20.	Sikkim Human Rights Commission	Sikkim	Gangtok
21.	Tamil Nadu Human Rights Commission	Tamil Nadu	Chennai
22.	Tripura Human Rights Commission	Tripura	Agartala

	Commission		
23.	Uttar Pradesh Human Rights Commission	Uttar Pradesh	Lucknow
24.	Uttarakhand Human Rights Commission	Uttarakhand	Dehradun
25.	West Bengal Human Rights Commission	West Bengal	Kolkata

#### 1.1.2. The List of the State (s) of India where 'the State Human Rights Commissions' (S.H.R.C.s) were not constituted or setup

Figure: 2.

Serial Numbers	Name of the States
1.	Arunachal Pradesh
2.	Mizoram
3.	Nagaland

#### 1.3. The Constitution or Establishment of 'the State Human Rights Commissions' (S.H.R.C.s) of India

In this respect, a body as 'the State Human Rights Commission (s)' may be constituted by the State Government for exercising the conferred powers & performing the assigned functions. By notification of the State Government may be specified; the 'State Human Rights Commission (s)' shall be consisted with as under

##### 1.3.1. The aforesaid Commission shall be consisted of as followings<sup>11</sup>

Figure 3.

S. No.	Offices of the Chairperson & Members of the S.H.R.C. (s)	Qualification (s)
1.	A Chairperson of the S.H.R.C. (s)	Who has been a 'Chief Justice or a Judge' <sup>12</sup> of the High Court
2.	One Member	Who is or has been a Judge of the High Court or District Judge with the minimum experience of 07 years as the District Judge in the State
3.	One Member	Who is or has been the Chief Justice of the High Court
4.	One Member	To be appointed from among the persons who are having the knowledge or practical experience of in matters in relation to the human rights.

In this respect, two or more State Governments may appoint the Chairperson or Member of other S.H.R.C. (s) simultaneously if such Chairperson or Member gives consents for such appointments, with the consent of the Chairperson or Member of the State Commission.<sup>13</sup> But the aforesaid appointments shall be done after getting the recommendations of the committee which as follows

##### 1.3.2. The Constitution of 'the Committee' for the recommendations of the appointments as above

In this respect, the appointments of the chairperson or members shall be done by the Governor by warrant under his hand & seal provided that the appointments shall be with the recommendations of the Committee which consists as<sup>14</sup>

Figure 4.

S. No.	Offices of the Committee	Qualification (s)
1.	A Chairperson	The Chief Minister
2.	A Member	The Speaker of the Legislative Assembly
3.	A Member	Minister- In -Charge of the Department of the Home in the State
4.	A Member	The Leader of Opposition of the Legislative Assembly Or/and
5.	A Member	Where there is a 'Legislative Council' in the State, the 'Chairperson of the State Council' and

6.	A Member	'the Leader of Opposition of the 'Legislative Council'
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Provided that the sitting Judge of the High Court or the District Judge as above shall be appointed after the consultation of the Chief Justice of the High Court of State respective.<sup>15</sup>

### 1.3.3. The Term of office, Resignation & Removal of the Chairperson or Members of the S.H.R.C. (s)

The Chairperson or Members shall hold the office for 05 years or 70 years whichever is earlier but the Members shall be eligible for the re-appointment further but only up to 70 years not upwards it.<sup>16</sup> The Chairperson or Members shall not be eligible for further any employment under any State or Government of India.<sup>17</sup> The resignation may be given by the Chairperson or Members in writing by hand, addressed to the Governor.<sup>18</sup> The removal procedure of the Chairperson or Members is as same the N.H.R.C.<sup>19</sup> which has already been elaborated hereinbefore in this chapter therefore for the prevention of repetition & convenience, the same is not being placed again over here.

### 1.3.4. A Secretary of the S.H.R.C. (s)

The Secretary as a Chief Executive Officer of the S.H.R.C. (s) shall exercise the powers & do the functions of the S.H.R.C. (s) as furnished to him by way of delegation.<sup>20</sup>

### 1.4.1. To Apply the Certain Provisions of this Act with respect to the N.H.R.C. of India to the S.H.R.C. (s)<sup>21</sup>

The Certain Provisions of the Protection of Human Rights Act, 1993 shall also be applied for the S.H.R.C. (s) which the same as are applied to the N.H.R.C. of India, subjecting to some modifications which as follows vacancy (ies) etc. not to do the invalidation the procedure of the Commission (section- 09), the proceedings to be regulated by the Commission (section- 10), the Functions of the Commission except section 19 (1) (f) namely (The Commission shall study of the 'Treaties & 'Other International Instruments' of human rights & furnish recommendations to implement effectively) (section- 12), Powers of Inquiries (section- 13), Investigation (section- 14), the Statements of the persons to the Commission (section- 15), the persons likely to be affected prejudicially to be heard (section- 16), Inquiry into Complaints (section- 17) & the Steps during & after the Inquiry (section- 18).

### 1.4.2. The Matters which are not fall within the Jurisdiction of the S.H.R.C. (s)

The S.H.R.C. (s) shall not conduct the inquiry in to any matter which is pending in 'the State Human Rights Commission' or 'any other Commission' which has been established under the Law.<sup>22</sup> The National Human Rights Commission' or the State Human Rights Commission' shall not conduct inquiry in any matter after the expiration of 01 year from the date of commission of violation of human rights.<sup>23</sup> The matters or complaints relating to violations of human rights shall be inquired into by the S.H.R.C. (s) which is related to any entries or subjects as contained in State List & Concurrent list of the 07 schedule of the Constitution of India. If any matter is already pending in the State Commission or any other Commission as established by law then such matter shall not be inquired into by the State Commission.<sup>24</sup>

### 2.1. The Functions & Powers of the National Human Rights Commission<sup>25</sup>

In this regard, the functions & powers of the National Human Rights Commission of India have been contained under the Chapter-03 sections 12 to 16 of this act. The same functions have been conferred on the State Human Rights Commissions of India S.H.R.C. (s) except article 19 (1) (f) which as are being mentioned hereinafter shall be performed by the S.H.R.C.s to protect, promote & preserve the human rights for the betterments as follows

**2.1.1.** The Commission shall conduct the inquiry in respect of the Complaints of violation of human rights or abetment or negligence in the prevention of such contravention by a public servant; the aforesaid inquiry may be initiated on 'Suo-motu' or on the 'petition of the Victim' or 'any person on his part' to the Commission or on 'the direction or order of any Court.'<sup>26</sup>

**2.1.2.** The Commission shall do the intervention in any procedure which involves any allegation of the violation of human rights, pending in the Court with the approval of the Court.<sup>27</sup>

**2.1.3.** The Commission shall visit any 'Jail' or 'other Institution' under the control of the 'State Government', in which the persons are detained or lodged with purposes of treatment, reformation, or protection, to study of the living conditions of the 'Inmates' & furnish the recommendations to the Government on the same.<sup>28</sup>

**2.1.4.** The Commission shall conduct the 'Review of the safeguards' as contained by or in 'the Constitution' or 'any law' to protect the human rights & confer recommendations of measures to implement effectively.<sup>29</sup>

**2.1.5.** The Commission shall conduct the 'Review of the factors' with the inclusion of acts of terrorism that inhibit the enjoyment of the human rights & recommend remedial measures appropriately.<sup>30</sup>

**2.1.6.** The Commission shall undertake & promote the research in the field of human rights.<sup>31</sup>

**2.1.7.** The Commission shall spread 'the Human Rights Literacy' in society & 'Promote Awareness' of the safeguards available to protect of these rights through 'Publication', 'the Media', 'Seminars' & 'other available means.'<sup>32</sup>

**2.1.8.** The Commission shall encourage the efforts of 'Non-Governmental Organization' & 'Institutions' working in the field of human rights.<sup>33</sup>

**2.1.9.** The Commission shall do such other functions, as may be in the necessary consideration to promote the human rights.<sup>34</sup>

### 3. The Powers in respect of the Inquiries

The State Human Rights Commissions of India S.H.R.C. (s) shall have the power of the Civil Court under the Code of Civil Procedure Code 1908 for inquiring into the Complaints under this act.<sup>35</sup> The proceedings before the Commissions shall be deemed as the judicial procedures.<sup>36</sup>

### 4. The Transfer of the Complaint (s) to the State Human Rights Commission by the National Human Rights Commission

The National Human Rights Commission considers it necessary or expedient for doing so, may transfer any filed or pending complaint before it to the State Human Rights Commission of 'the State' from which the complaint arises to dispose of in according to the act, but subjecting to 'the Jurisdiction' of the State Human Rights Commission for entertaining the same.<sup>37</sup> The transferred complaint as above shall be dealt with & disposed of by the State Commission as if it were a complaint filed before it initially.<sup>38</sup>

### 5. Investigation<sup>39</sup>

The State Human Rights Commissions of India S.H.R.C. (s) may utilize the services of any officer or investigating agency of the Central Government of India or any State Government with the concurrence of the aforesaid Governments as the case may be to conduct the investigation with regard to the inquiry.<sup>40</sup> The above said contained any officer or investigating agency are utilized shall conduct the investigation in any matter relating to the inquiry & submit the report to the commission within the specified period by the Commissions.<sup>41</sup>

### 6. The Procedure of the State Human Rights Commissions of India S.H.R.C. (s)

With respect to the inquiry of complaints of the violations of the human rights, the Commissions namely The State Human Rights Commissions of India S.H.R.C. (s) may call for the information or report from the Central Government of India or any State Government or any other authority or organization within the time as specified by the Commission but if the above said information is not received within the time as stipulated above consequently the Commissions may inquire into the Complaint on its own. If the information or report is furnished & the Commission is satisfied that the further inquiry is not required or the required action has been started or taken by the Government or authority respective, the commissions may not proceed about the complaint & confer the information to 'the Complainant' accordingly but if the Commission has necessary consideration in relation to the nature of the



Complaint then the commissions may initiate the inquiry in spite of the aforesaid namely section 17(i)<sup>42</sup>

#### 7. The Commission which may take the steps during & after the Inquiry

In respect of this, The State Human Rights Commissions of India S.H.R.C. (s) which may take the steps during or upon the completion of the held Inquiry in this act as under<sup>43</sup>

**7.1.1.** If inquiry reveals that the commission of the violation of human rights, the Commission may furnish the recommendation (s) to the government (s) or authority for the payment to the complainant or victim or family; to initiate the procedures for the prosecution or such other appropriate action against the person (s) as the Commission which may deem think fit. To take further actions such as be deemed think fit by the Commission.

**7.1.2.** The Commission may approach to the Supreme Court or the High Court respective for the issuance of directions or orders or writs as the Court may deem think fit or necessary.<sup>44</sup>

#### 8. The Immediate Interim Relief

The Commission may confer the recommendation (s) to the government (s) or authority respective to grant the immediate interim relief at any stage, as the Commission which may consider necessary in the inquiry.<sup>45</sup>

A copy of the 'inquiry report' shall be provided to the Petitioner or his representatives under section 18(e).

#### 9. The Inquiry Report with its Recommendation (s) of the Commission which are sent to the Government (s) or Authority respective

In this regard, the copy of the Inquiry Report with its Recommendation (s) of the Commissions namely The State Human Rights Commissions of India S.H.R.C. (s) which shall be sent to the Government (s) or Authority respective & the Government (s) or Authority concerned shall forward its comments on the report with the inclusion of taken action (s) or proposed action (s) to the Commission within 01 month or such further time as be allowed by the Commission.<sup>46</sup>

#### 10. The Publication of the Inquiry Report with the Comments & the taken action (s) or proposed action (s) of the Government (s) or Authority respective

In this relation, the Inquiry Report with the Comments if any & the taken action (s) or proposed action (s) of the Government (s) or Authority respective shall be published by the Commissions in respect of the recommendation (s) of the Commissions.<sup>47</sup>

#### 11. The Power of the Commission for making Regulations & its Procedure

The Commissions which may make the regulations to carry out the provisions of this act with the previous approval of the Central Government.<sup>48</sup> The Commissions shall have the power for laying down its own procedure by regulations subjecting to the act & its rules.<sup>49</sup>

#### 12. The Supervision Power of the National Human Rights Commission over the State Human Rights Commissions of India

The State Human Rights Commissions of India do not function under the supervision of the National Human Rights Commission.<sup>50</sup>

#### 13. The Assam Human Rights Commission (A.H.R.C.)

With regard to this, the Assam Human Rights Commission has been constituted on March 19, 1996 which is situated in Guwahati, Assam. This commission is playing a vital role for the protection promotion, development and others connected things of the human rights in the state but it also is not from the exceptions & criticisms. In respect of the followings the Commission conferred information that 'may be treated as NIL' about programmes or schemes and other required & connected things for the promotion or undertaking of research of human rights which have been conducted or made conduct by the existing State Human Rights Commission, One post of 'Research Assistant' is vacant. Regarding the Compliance (s) of the furnished recommendations by the State Human Rights Commission to Government (s)/person (s) respective information is 'NIL', working/functioning Human Rights Officer (s)/ Human Rights Law Officer (s) in the State Human Rights

Commission for the protection and preservation of human rights in the State is 'NIL', the working/functioning Special Reporter (s)/ Reporter (s)/ Agent (s)/ Authorized Person (s)/ in the State Human Rights Commission/on behalf of the State Human Rights Commission for the protection and preservation of human rights in the State, the e-Complaint filing system/procedure, the established/constituted Human Rights Centre (s)/Human Rights Cell(s)/Human Rights Complaint Cell (s)/Institutions/Establishments made/authorized/ by the State Human Rights Commission which are functioning and in existence for the protection and preservation of human rights in the State, these all are 'NIL' as per the furnished information by the Commission.<sup>51</sup>The all things as placed hereinbefore & after shows the miserable conditions of the human rights.

#### 13.1. The Registered & Disposed of Case (s) in the Assam Human Rights Commission (A.H.R.C.) from 1996-97 to 2016-17<sup>52</sup> as on 30 June, 2016<sup>53</sup>

Figure 5.

Sr. No.	Year (s)	Registered/Balanced Case (s)	Disposed of Case (s)
1.	1996-97	741	741
2.	1997-98	1358	1358
3.	1998-99	891	891
4.	1999-2000	464	435
5.	2000-01	301	252
6.	2001-02	428	428
7.	2002-03	604	373
8.	2003-04	704	315
9.	2004-05	786	405
10.	2005-06	849	293
11.	2006-07	912	327
12.	2007-08	942	442
13.	2008-09	818	309
14.	2009-10	769	372
15.	2010-11	652	266
16.	2011-12	695	366
17.	2012-13	651	297
18.	2013-14	691	443
19.	2014-15	508	382
20.	2015-16	328	168
21.	2016-17	190	67
	<b>Total</b>	<b>9360</b>	<b>9226</b>

In this regard, the data or statics for the years of 2016 partly 2017-18 has not been provided by the Commission. In connection with it the number of E-mails (Requests) which available on its official & authoritative website dated January 05, 2018, February 19, 2018, April 22, 2018, May 21, 2018, November 24, 2018 & RTI Application Cum Request Letter dated January 03, 2018, March 12, 2018 by Speed post or the Emails and also telephonic communiqués have been sent but the aforesaid things were not furnished which show that, the responses or answers as required in this relation are not in accordance with the time, circumstances, necessities, requirements and other related things. The posts or offices of the chairpersons and one member (Non- Judicial) are vacant.<sup>54</sup>The data is also not available on the website. The Online Complaint system is also not found on its website for people respective.<sup>55</sup> All the above said is not in the interest & welfare of people & the Country and also in most specific view of the human rights for the better protection the human rights of people. The Commission has performed the functions for the better protection, promotion and preservation of the human rights as- furnished many recommendations, conducted the awareness programmes, received the compliance reports, visit the institution & others also as required. In spite of all contained hereinbefore, the functions as mentioned in the protection of human rights act 1993 have not discharged or performed in according to the intension of legislature & the objectives of the act and as per the time, circumstances, necessities, requirements and other related things keeping in the view of the largest interest and welfare of people concerned.

#### 14. The Andhra Pradesh & Telangana (Jointly) Human Rights Commission

This Commission functions jointly for the Andhra Pradesh & Telangana<sup>56</sup> which was constituted on August 02, 2006 & situated in Hyderabad. The Telangana is one of new formed State of India which has been placed at the serial number 29 of the first Schedule of the Constitution of India by the Andhra Pradesh Reorganization Act, 2014 with effected from June 02, 2014. With regard to this, This Commission has not its official or authoritative website as it has been informed by Shri P. Srinivas Rao, Public Relations officer of the Commission.<sup>57</sup> In this respect, 570 cases registered as on January 22, 2018 on Suo-motu out of it 37 cases still are pending in the Commission. The Commission has replied in RTI application that in following matters, 'no information is available' in relation to the furnished recommendations for the visits in Jails, other institutions, programmes/schemes and other required and connected things of the promotion or undertake of research in the field of human rights, the conducted seminars, conferences, workshops, symposiums and other connected things on human rights, the list of the publications about human rights.<sup>58</sup> Regarding the furnished recommendations, the Compliance (s) of the furnished recommendations by the State Human Rights Commission to Government (s)/person (s) respective, the commission replied that 'it is not possible from the informative system (Computer system) of the commission to furnish the information in your profarma as it has no such support.'<sup>59</sup>No such functionaries as- Special Repourter (s)/ Repourter (s)/ Agent (s)/ Authorized Person (s)/ is working/functioning in the State Human Rights Commission/on behalf of the State Human Rights Commission for the protection and preservation of human rights in the State. No such facility as- the e-Complaint filing system/procedure at the S.H.R.C.<sup>60</sup>

#### 14.1. The Vacant Posts or Offices in the State Human Rights Commission<sup>61</sup>

Figure 6.

Sr. No.	Designation (s)	Vacant post (s)
1.	Chairperson	1
2.	Members	2
3.	Court Master	2
4.	UD Steno	3
5.	Network cum System Administrator	1
6.	Office Subordinate	1

On perusal of all the mentioned hereinbefore reveals that the conditions of the better protection of human & other related matters are not in accordance with the provisions of the protection of human rights act 1993 and according to the time, circumstances, necessities, requirements and other connected things which also are not in the interest and welfare of persons respective.

#### 15. The Bihar Human Rights Commission

This commission is situated in the Patna which was constituted on 03 January, 2000 by notification number 207 but this Commission formally was made on 25 June, 2008.<sup>62</sup> It is an autonomous body.<sup>63</sup> This Commission is playing a crucial role in respect of the human rights in the State but subjecting to the exceptions or criticism, time, circumstances and other connected things. This Commission has inquired into many cases, given the recommendations on various matters, taken the suo-motu cognizance in the matters and other connected also.

#### 15.1. The Registered & Disposed of Case (s)/Complaints in the Bihar Human Rights Commission (B.H.R.C.) from 2008 to 2015<sup>64</sup>

Figure 7.

Sr. No.	Year (s)	Registered/Received Case/Complaint (s)	Disposed of Case (s)
1.	2008	102	49
2.	2009	2717	967
3.	2010	3683	1413
4.	2011	3823	1382

5.	2012	4345	2941
6.	2013	4905	3411
7.	2014	5641	3716
8.	2015	6542	7658
	<b>Total</b>	<b>31758</b>	<b>21537</b>

#### 15.2. Suo-motu Case (s)/Complaints in the Bihar Human Rights Commission by the Chairpersons, (B.H.R.C.)

In this regard, from the years of 2009 -2013, 36 cases were registered on Suo-motu, in the year of 2014, 29 cases, in 2014-15, 28cases, 2015-16, 21 cases in 2017, 02 cases by Hon'ble Chairpersons Shri Justice S.N. Jha, Justice Bilal Nazki & Justice Mandhata Singh.<sup>65</sup>

#### 15.3. Suo-motu Case (s)/Complaints in the Bihar Human Rights Commission by Shri Neelmani Member, (B.H.R.C.)

With regard to this, in the year of 2014, 12 cases, in the year of 2015, 05 cases, in the year of 2016, 08 cases.<sup>66</sup> In this relation, the pieces of information as required were not furnished by the Bihar Human Rights Commission in despite of filing RTI applications cum Request Letters Dated: January 03, 2018, March 05, 2018 by speed post & Email (s) which is available on its official & authoritative website dated January 05, 2018, May 21, 2018 & November 24, 2018 regarding the matters or facts which are as under-about the given recommendations, visits in Jails, and other institutions, the programmes/schemes and other required things of the promotion or undertaking of research relating to human rights, the conducted seminars, conferences, workshops, symposiums and other connected things on human rights, list of the publications, the encouraged Non-Government organization (s) and Institutions working in the field of human rights, the vacant/vacated posts/designations in the existing State Human Rights Commission, the Compliance (s) of the furnished recommendations by the State Human Rights Commission to Government (s)/person (s) respective, working/functioning Human Rights Officer (s)/ Human Rights Law Officer (s) in the State Human Rights Commission for the protection and preservation of human rights in the State, working/functioning Special Repourter (s)/ Repourter (s)/ Agent (s)/ Authorized Person (s)/ in the State Human Rights Commission/on behalf of the State Human Rights Commission for the protection and preservation of human rights in the State, the e-Complaint filing system/procedure of the State Human Rights Commission and other facts. In this relation, information was conferred on only some points, but has not been provided as contained in RTI application. The office or post of one member is vacant in the Commission.<sup>67</sup> In the light of all above said it reveals that the commission has furnished many recommendations, awarded the compensation, inquired in to the matter in respect of the violation of human rights and other functions in number of cases or complaints but the intension of legislature and object of the act, in according to need of hour, requirements of people concerned, time, circumstance and other related things are not fulfilling or meeting in the interest and welfare of all respective which are highly required for the more empowerment, effective implementation & betterment of human rights.

#### 16. The Chhattisgarh Human Rights Commission (C.H.R.C.)

This Commission is situated in Raipur which has been established on April 16, 2001.<sup>68</sup>The Commission is having the great significance in respect of the protection, promotion and preservation of human rights but under the exceptions or criticisms but the conditions as required in respect of the human rights & its betterment is very miserable and is not good, subjecting to time & circumstances in spite of the existence of the Enforcement system respective. The official & authoritative website of the Commission is also not updated with the required materials or data for the public accessibility to maintain the transparency in the democratic system to bridge the gap between people and the System concerned & also for the literacy and awareness of the human rights for people in their interest and welfare.

#### 16.1. The Registered, Disposed of & Pending Case (s)/Complaints in the Chhattisgarh Human Rights Commission (C.H.R.C.) from 2011 to 2015<sup>69</sup>

Figure 8.

Sr. No.	Year (s)	Registered/Received Case/Complaints (s)	Pending Case (s)	Disposed of Case (s)
1.	From April 01, 2011 to March 31, 2012	1917	1060 of the years of 2010-11	1875
2.	From April 01, 2012 to March 31, 2013	1922	1102 of the years of 2011-12	2200
3.	From 01.04.2013 to March 31, 2014	1897	824 of the years of 2012-13	2049
4.	From 01.04.2014 to 31.03.2015	1560	672 of the years of 2013-14	1546

In this connection, RTI (Right to Information Act 2005) application cum request Letter dated January 03, 2018 & February 28, 2018 by speed post has been filed in the Commission but only some information has been conferred but in accordance with the filed RTI application, the required and sought information has not been furnished & Email (s) which is available on official & authoritative website of the NHRC dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent but the information has not been provided regarding the matters or facts which are as follows- about the inquiries which have been conducted or proceeded on basis of suo-motu given recommendations, visits in Jails, and other institutions, the programmes/schemes and other required things of the promotion or undertaking of research relating to human rights, the conducted seminars, conferences, workshops, symposiums and other connected things on human rights, list of the publications, the encouraged Non-Government organization (s) and Institutions working in the field of human rights, the vacant/vacated posts/designations in the existing State Human Rights Commission, the Compliance (s) of the furnished recommendations by the State Human Rights Commission to Government (s) or person (s) respective, working or functioning Human Rights Officer (s) or Human Rights Law Officer (s) in the State Human Rights Commission for the protection and preservation of human rights in the State, working or functioning Special Reporter (s) or Reporter (s) or Agent (s) or Authorized Person (s) in the State Human Rights Commission on behalf of the State Human Rights Commission for the protection and preservation of human rights in the State, the e-Complaint filing system or procedure of the State Human Rights Commission and other facts.

In the light of all above said it reveals that the commission has provided many recommendations, taken suo-motu cognizance in various cases, conducted the inspections or visitations of the institution, awarded the compensation, inquired in to the matter in respect of the violation of human rights and performed the other functions in number of cases or complaints but the intension of legislature and object of the act, as per the necessities or requirements of people concerned, time, circumstance and other related things are not fulfilling or meeting for the interest and welfare of all concerned which are highly required to empower more to more, to protect & promote the human rights with betterment.

### 17. The Gujarat Human Rights Commission

This S.H.R.C. is situated in Gandhinagar, Gujarat which was established by the Notification<sup>70</sup> dated on July 12, 2006 of Home Department, Government of Gujarat & it has initiated to perform the functions from September 12, 2006.<sup>71</sup> This Commission is playing the important role for the protection, promotion & preservation of human rights at the State level. This Commission has performed the functions as contained in the Act by which it has been constituted as visit the institutions, conducted awareness and other functions also.

#### 17.1. The Registered & Disposed of Case (s)/Complaints in the

### Gujarat Human Rights Commission (G.H.R.C.) from 2014 to 2017<sup>72</sup>

Figure 9.

Sr. No.	Year (s)	Registered/Received Case/Complaint (s)	Disposed of Case (s)
1.	2014-15	3390	3389
2.	2015-16	3312	3303
3.	2016-17	3349	3099
	<b>Total</b>	<b>10051</b>	<b>9791</b>

### 17.2. The Registered, Disposed of, Under Consideration & Suo-Motu Case (s)/Complaints in the Gujarat Human Rights Commission (G.H.R.C.) up to September, 2018<sup>73</sup>

Figure 10.

S. No.	Year (s)	Registered/Received Case/Complaint (s)	Disposed of Case (s)	Under Consideration Case/Complaint (s)
1.	2018	35017	34793	224

### 17.3. Suo-Motu Cases/Complaints

Figure 11.

S. No.	Year (s)	Case/Complaint (s) taken by Suo-Motu	Dispose of Case (s)	Under Consideration Case/Complaint (s)
1.	2018	1623	1506	117

In connection with this, RTI application cum request Letter dated 03 January, 2018 & 05 March, 2018 by speed post has been filed in the Commission and Email (s) which is available on official & authoritative website of the NHRC & this Commission, dated 05 January, 2018, 19 February, 2018, 21 May, 2018 & 24 November, 2018 has also been sent to the Commission but the required information for the purposes of research and public interest have not been furnished. Further all the aforesaid correspondences have been sent in English Language by me, requesting to confer the information in English Language but in despite of the same, the Commission sent the letters in Local or State language but the sought or required information was not provided. The Commission still did not give any of the responses of the E-mails sent as. In this respect, all the above said, provide that the functions and other connected things are not in accordance with the mandates of the Laws as required for this to save the interest & welfare of people concerned in the democratic system for the betterment of the human rights and their other related, incidental things.

### 18. The Goa Human Rights Commission

This S.H.R.C. was constituted in March 2011<sup>74</sup> & it is situated in Panaji, Goa. The offices or posts of one Member & one Under Secretary are vacant in the Commission.<sup>75</sup> The Commission has not its own official & authoritative website.<sup>76</sup> In this relation, to obtain the required information, the RTI application cum request dated January 03, 2018 by speed post has been filed in the Commission but the Commission did not furnish the information, taking some reasons<sup>77</sup> whereas the information was sought for the period of 20 years only which covers under the RTI act 2005 by the applicant. Further in this regard, the Email (s) of the Commission which is available on the official & authoritative website of the N.H.R.C., dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been given by any means on behalf of the Commission as above. In this respect, all the aforesaid expresses and shows that it is the evasion from furnishing the required pieces of information; the commission or its responsible or accountable or answerable officials or persons respective did not co-operate or support or help to conduct the



research with respect to the human rights in State/India in the interest & welfare of public concerned as required in according to the time, circumstances, necessities, the mandates of Laws as enforceable or applicable also and other connected things for all and the Nation.

### 18.1. The Himachal Pradesh Human Rights Commission

This Commission is situated in Shimla, Himachal Pradesh. The Commission was constituted on October 28, 1998.<sup>78</sup> The offices or posts of the Chairperson & the Member are vacant in the Commission.<sup>79</sup> The Commission is not having its own official & authoritative website.<sup>80</sup> With regard to this, to get the required information, the RTI application cum request dated January 03, 2018 by speed post has been filed in the Commission but the no reply or response has been furnished by the Commission but after telephonic communication<sup>81</sup> a letter under RTI dated February 09, 2018 has been sent on 'What's app', addressed to me by the Commission, refusing to confer the information in the light of RTI rules 2006 of the Himachal Pradesh which is not in according to the intention of the Parliament of India under RTI act 2005, object & the spirit of the RTI act 2005. The same is not good for the democracy of India. Further in this connection, Email (s) of the Commission which is available on the official & authoritative website of the N.H.R.C., dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on behalf of the Commission. In this respect, all the things as contained hereinbefore reveals that it is the evasion from conferring the required pieces of information; the commission or its responsible or accountable or answerable officials or persons respective did not co-operate or support or help for the research relating to the human rights in State/India in the interest & welfare of people respective as required in accordance with the time, circumstances, necessities, the mandates of Laws as enforceable or applicable also and other connected things for all and the Country.

### 19. The Haryana Human Rights Commission

This S.H.R.C. is situated in Chandigarh, Haryana & constituted by the Notification<sup>82</sup> dated 20 September, 2012. The Commission is an autonomous body. The Commission has played and is playing a key role in the field of human rights which have furnished many recommendations, inquired in to the cases or complaints and also on Suo-motu, done visitations the institutions, organized various programmes for the promotion and research of human rights, holding the seminars, conferences workshops and interactions with people at the grass root level as well as sensitization of officers of various State Departments. A number of workshops held to the poor and needy ones by holding the workshops. There is no post of Human Rights Officer (s)/ Human Rights Law Officer (s) in the Commission. There is no e-Complaint filing system/procedure in the Commission. The Commission has not established any Human Rights Centers/Human Rights Complaint Cell.<sup>83</sup>

### 19.1. The Registered, Disposed of & Pending Case (s)/Complaints in the Haryana Human Rights Commission (H.H.R.C.) from 2012 to 2018<sup>84</sup>

Figure 12.

S. No.	Year (s)	Registered/Received/Balanced Case/Complaint (s)	Disposed of Case (s)	Pending Case (s)/Complaints
1.	2012	56	21	35
2.	2013	5010	448	4562
3.	2014	12654	970	11684
4.	2015	16475	1873	14602
5.	2016	23518	3069	20449
6.	2017	19307	2028	17279
7.	2018	20184	778	19406
	<b>Total</b>	<b>97204</b>	<b>9187</b>	<b>88017</b>

The statics or data for the year of 2018 is from January to August 2018.

### 19.2. The Vacant Posts or Offices in the State Human Rights Commission<sup>85</sup>

Figure 13.

S. No.	Designation (s)	Vacant post/Office (s)
1.	Joint Registrar cum Joint Secretary	1
2.	Special Secretary	2
3.	Assistant Registrar	1
4.	Under Secretary	2
5.	Senior Account Officer	1
6.	Private Secretary	4
7.	Section Officer	1
8.	Personal Assistant	1
9.	Research Officer	2
10.	Senior Scale Stenographer	1
11.	Assistants	7
12.	Accountant	2
13.	Research Assistant	1
14.	Clerk	4
15.	Peon cum MTS Chowkidar, Frash, Sweeper	2
	<b>Total</b>	<b>32</b>

In this regard, the ordinate delay has been caused to constitute the above said Commission. The Commission is required for the more empowerment for the protection, promotion & preservation of human rights in the public interest.

### 20. The Jammu & Kashmir Human Rights Commission

This S.H.R.C. is situated in the Srinagar, Jammu & Kashmir which has been constituted in 1997. This Commission has shifted its head office from Dawn Building Dalgate to Old Assembly Complex Srinagar over here the Commission has initiated to function from November 04, 2013.<sup>86</sup> But now by the amendment in the protection of Human rights act 1993 with effect from October 31, 2020 the aforesaid The Jammu & Kashmir Human Rights Commission comes within the meaning of the above said act. Now it is relevant & appropriate to place here as under

#### 20.1. In respect of the 'State of Jammu & Kashmir'

The 'State of Jammu & Kashmir' which has been placed under the Schedule- I at the serial number 15 read with articles 1 & 4 of the Constitution. Article 370<sup>87</sup> shows the temporary provisions in relation to 'the State of Jammu & Kashmir.' The Protection of Human Rights Act 1993 is having extension to the whole of India provided this act shall also be applicable to the 'Jammu & Kashmir' but only to the matters which are related to the any of the entries or subjects as mentioned in the List-I (Union List) or List-III (Concurrent List) of the Schedule 07 of the Constitution as has the applicability of the above State.<sup>88</sup> With regard to the 'Jammu & Kashmir Human Rights Commission' the List-III of the 07 Schedule which is of the Constitution as applicable to the 'the State of Jammu & Kashmir' & regarding the matters about which the legislature of the above State is having power to make Laws.<sup>89</sup> In this regard, 'the Jammu & Kashmir Human Rights Commission' has been established under 'the Jammu & Kashmir Human Rights Act 1997.' Any reference in the Protection of Human Rights Act 1993 to a Law which is not in force in 'the State of Jammu & Kashmir' shall in respect of the above State, be construed as the reference to 'A Corresponding Law' if any which is enforce in the State as mentioned hereinbefore.<sup>90</sup>

#### 20.2. Jammu & Kashmir Human Rights Commission (J&K.S.H.R.C.)

The Jammu & Kashmir Human Rights Commission' has been established under 'the Jammu & Kashmir Human Rights Act 1997.' It has 29 sections 07 Chapters. This act got the assent of governor on May 30, 1997 & published in the Gazette of Government on June 02, 1997 which extends to whole of the state therefore due to aforesaid, some things are different in comparison to the Protection of Human Rights Act 1993 hence to prevent the reiteration or repetition & in the view of convenience, the main different things are being contained hereinafter as- in respect of the establishment the Jammu & Kashmir Human Rights

Commission three Members To be appointed from among those persons who are having the knowledge or practical experience of in matters in relation to the human rights.<sup>91</sup> Regarding the removal of a chairperson or member of the commission-shall be removed by the order of the Governor on the basis of the proved misbehavior or incapacity on the reference which is made by the Governor to the High Court. The High Court held the inquiry in according to the prescribed procedure for this and reports that the chairperson or the member ought on the ground to be removed.<sup>92</sup> The term of office of a chairperson or member is for 03 years or 70 years whichever is earlier.<sup>93</sup> The Commission shall have the powers of civil court under 'the Code of Civil Procedure Samvat, 1977.<sup>94</sup> The procedures shall be deemed judicial under 'the Ranbir Penal Code, 1932'<sup>95</sup> the relevant provisions of 'the Code of Criminal Procedure Samvat, 1989 shall be applicable.<sup>96</sup> But from October 31, 2020 The Jammu & Kashmir both are integral parts/territories of India as per schedule-I of the Constitution of India which have been placed at the serial number 08 of II the Union Territory of Schedule I<sup>97</sup>. Now this Commission is not in existence due to the Jammu and Kashmir Reorganization Act 2019, Article 370 read with article 35A of the Constitution of India.

### 20.3. Total number of Cases from the Inception of the Commission up to March 31, 2013<sup>98</sup>

Figure 14.

Sr. No.	Total number of Cases from the Inception of the Commission	Cases
1.	Total Instituted number of Cases from the Inception	6697
2.	Total disposed of Cases from the Inception	5098
3.	Total Recommendations from the Inception	1565
4.	Final Disposed of Cases other than Recommendations	3533
5	Pending Case(s) in the Commission	1599

In this connection, the Annual Report in the year of 2015-16, could not be made or published due to non-availability of the Chairperson and Members of the Commission. 288 cases received & 617 cases were disposed of by the Commission during the period of November, 2016 to March 31, 2017 and the recommendations were furnished in 07 cases in the above said years.<sup>99</sup> This Commission has Sub-Offices in Doda, Rajouri & Jammu Districts & also the E-complaint filing system which is available on its official & authoritative website. The Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on behalf of the Commission on the Email (s) of Commission which is as available on the official & authoritative website of the J&K.S.H.R.C. The Commission is playing an important role for the protection, promotion and preservation of the human rights in the State but subjecting to the exceptions, time, circumstances, requirements, necessities and other things of people respective.

### 21. The Jharkhand Human Rights Commission

This Commission is situated in Ranchi, Jharkhand which was established in 2010.<sup>100</sup> One post or office of member is vacant in the Commission.<sup>101</sup>

#### 21.1. The Vacant Posts or Offices in the State Human Rights Commission<sup>102</sup>

Figure 15.

Sr. No.	Designation (s)	Vacant post/Office (s)
1.	Secretary	1
2.	Additional Secretary (For Additional Charge)	1
3.	Research Officer(For Additional Charge)	1
4.	Personal Assistant	5
5.	Typist (Computer Trained)	1
6.	Aadesh Pal (On Contract)	1
	<b>Total</b>	<b>10</b>

In this regard, further the Commission replied in RTI that the sought

information under RTI application dated 03 January, 2018 is not maintained as contained in the application on connection with other points.<sup>103</sup> The pieces of information as required did not confer by the Commission; only some information has been provided under RTI Act, 2005. In this respect, the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on the part of the Commission on the Email (s) of Commission which is as available on the official & authoritative website of the N.H.R.C. The required data or statics are not available on the website of the Commission on December 06, 2018 at about 1:34 Pm which reveals that it is denial & evasion from furnishing the required information under RTI in the public interest & welfare. The same is not in accordance with the mandate of Laws in the existence of the concept of transparency in Democratic Republic India. Due to non-availability of the data or required information & keeping in the view of all aforesaid further no comment can be offered in this regard.

### 22. The Kerala Human Rights Commission

This S.H.R.C. is situated in Thiruvananthapuram, Kerala which was constituted on December 11, 1998.<sup>104</sup> In this connection, some things may be published in respect of the human rights & some functions may also be performed by the Commission but the data or statics or information is not accessible on its official & authoritative website. In this respect, to seek the required information, the RTI application cum request dated January 03, 2018 by speed post has been filed in the Commission but the no reply or response has been furnished by the Commission & the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on the part of the Commission on the Email (s) of Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C., Kerala The required data or statics are not available on the website of the Commission on December 06, 2018 at about 2:01 Pm which reveals that it is denial & evasion from furnishing the required information under RTI in the public interest & welfare. The same is not in accordance with the mandate of Laws in the existence of the concept of transparency in Democratic Republic India. Due to non-availability of the data or required information & keeping in the view of all aforesaid further no comment can be offered in this regard.

### 23. The Karnataka Human Rights Commission

This S.H.R.C. is situated in Bangalore, Karnataka which was established on June 28, 2005<sup>105</sup> but the Commission has started to perform function from July, 2007.<sup>106</sup> It is playing a vital role. This S.H.R.C. is well functioning as contained in the act, The Commission published the news settlers/matters for the protection, promotion & preservation of human rights for the interest of people. The cognizance has been taken in a number of cases. It also has disposed of the received/filed many complaints or cases which are highly worth appreciating but the same is not also free from the exceptions as per time & circumstances. The e-complaint system is not available on its website. The posts or offices of the Chairperson, one member & IGP are vacant in the Commission.<sup>107</sup>

#### 23.1. The Registered & Disposed of Case (s)/Complaints in the Karnataka Human Rights Commission (K.H.R.C.) including Suo-Motu from 2007 to 2018<sup>108</sup>

Figure 16.

Sr. No	Year (s)	Registered/Received Case/Complaint (s)	Disposed of Case (s) /Complaint (s)
1.	2007 (From July to December)	890	435
2.	2008 (From January to December)	4907	2261
3.	2009 (From January to December)	8180	4325
4.	2010 (From January to December)	8911	7165



5.	2011(From January to December)	8249	5967
6.	2012 (From January to December)	6619	4450
7.	2013(From January to December)	5883	3332
8.	2014(From January to December)	6204	6645
9.	2015(From January to December)	7485	8643
10.	2016(From January to December)	7872	12142
11.	2017(From January to December End)	16976	11151
12.	2018(30 April, 2018)	7525	1960
	<b>Total</b>	<b>89701</b>	<b>68476</b>

### 23.2. The Registered & Disposed of Case (s)/Complaints in the Karnataka Human Rights Commission (K.H.R.C.) on *Suo-Motu* from 2007 to 2018 with the inclusion of the Last Years Pendency of Cases<sup>109</sup>

Figure 17.

S. No.	Year (s)	Registered/Received Case/Complaint (s) on <i>Suo-Motu</i>	Disposed of Case (s) /Complaint (s) on <i>Suo-Motu</i>
1.	2007 (From July to December)	33	0
2.	2008 (From January to December)	1035	89
3.	2009 (From January to December)	2146	561
4.	2010 (From January to December)	1709	1398
5.	2011(From January to December)	792	888
6.	2012 (From January to December)	404	414
7.	2013(From January to December)	599	60
8.	2014(From January to December)	588	316
9.	2015(From January to December)	865	1822
10.	2016(From January to December)	835	1665
11.	2017(From January to December End)	782	1032
12.	2018 (April 30, 2018)	37	249
	<b>Total</b>	<b>9825</b>	<b>8494</b>

With respect to this, the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on the part of the Commission on the Email (s) of Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. which shows the negative facts or aspects for the Commission in Democratic India with the view of the required transparency in the interest & welfare of public.

### 24. The Madhya Pradesh Human Rights Commission

This S.H.R.C. has been situated in Bhopal, Madhya Pradesh which was established on September 01, 1995.<sup>110</sup> With regard to this, some things have been published or updated on its website relating to the human rights & some functions may also be performed by the Commission, the e-complaint (online) complaint system is available on its website. But the required data or statics or information is not accessible or available on its official & authoritative website. In this regard, to seek or get the required information, the RTI Applications & Request Letters dated January 03, 2018, dated May 13, 2018, & accordingly the First Appeal & Request Letters was filed or sent dated 05 March, 2018 by speed post in the Commission but the sought or required information has not been

furnished by the Commission, in this regard, the Commission replied that you may inspect the available documents in office time, get the photocopies depositing the cost of at Rs. 02 rupees per page in Commission office as per rules.<sup>111</sup> The same reply has been provided in response to the RTI Applications and the First Appeal & their Request Letters by the Commission & (the Same Person/Authority, Public Information Officer) whether the same person may be the First appeal authority under RTI Act 2005? In this regard, which are not in according to the RTI act 2005 & the mandate of the applicable Laws & the Email (s) dated 05 January, 2018, 21 May, 2018 & 24 November, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on the part of the Commission on the Email(s) of Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. The required data or statics are not available on the website of the Commission on 06 December, 2018 at about 03:53 Pm which reveals that it is denial & evasion from furnishing the required information under RTI in the public interest & welfare. The same is not in accordance with the mandate of Laws in the existence of the concept of transparency in Democratic Republic Country. Due to non-availability of the data or required information & keeping in the view of all aforesaid further no comment can be offered in this regard.

### 24.1. The Maharashtra Human Rights Commission

This S.H.R.C. is situated in Mumbai, Maharashtra which was constituted on 06 March, 2001.<sup>112</sup> This Commission has the great role in the protection, promotion and preservation of human rights in the State. A number of cases or complaints were registered, disposed of, furnished recommendation, the awareness done and performed other functions by the Commission.

### 24.2. The Registered, Disposed of & Pending Case (s)/Complaints in the Maharashtra Human Rights Commission from 2001-02 to 2017<sup>113</sup>

Figure 18.

S.No.	Year (s)	Registered/Received/Balanced Case/Complaint (s)	Disposed of Case (s)	Pending Case (s)/Complaints at the end of the year
1.	2001-02	1454	538	916
2.	2002-03	3069	1645	1424
3.	2003-04	3650	1686	1964
4.	2004-05	5348	2964	2384
5.	2005-06	7969	4004	3965
6.	2006-07	9583	4635	4948
7.	2007-08	11421	5974	5447
8.	2008-09	12655	8563	4092
9.	2009-10	10126	7224	2902
10.	2010-11	8536	5492	3044
11.	2011-12	8654	3707	4947
12.	2012-13	10627	NIL	10627
13.	2013-14	17216	1526	15690
14.	2014 (From April 01, 2014 to December 31, 2014)	20225	1761	18464
15.	2015(From January 01, 2015 to December 31, 2015)	24265	4098	20167
16.	2016(From January 01, 2015 to December 31, 2015)	25825	9630	1615
17.	2017(From January 01, 2015 to	20477	5089	14388

	December 31, 2015)			
	<b>Total</b>	<b>201100</b>	<b>68536</b>	<b>116984</b>

## 25. The Vacant Posts or Offices in the State Human Rights Commission<sup>114</sup>

Figure 19.

Sr. No.	Designation (s)	Vacant post/Office (s)
1.	Chairperson	1
2.	Assistant Registrar	1
3.	Research Officer	1
	<b>Total</b>	<b>03</b>

With respect to this, the Commission was organized Seminars, Internship Programmes for the encouragement people and Non-Government Organized people. There is no Special Reporter, Agent or Recognized person in the Commission. Neither there is any Human Rights Cell nor any recognized N.G.O. authorized by the Commission. E-complaint (Online) filing system is not available on its official & authoritative website. In this regard, the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on the part of the Commission on the Email (s) of Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. with regard to all, it is shown that this Commission is playing an important role but it is not free from the exceptions as according to the time, circumstances and other connected things.

## 26. The Manipur Human Rights Commission

This State Human Rights Commission is situated in Imphal, Manipur which was established in 2003.<sup>115</sup> The official & authoritative website of this Commission has not been placed on the website of the N.H.R.C. The required data or statics or information is not accessible or available. In this regard, to seek or get the required information, the RTI Application cum Request Letter dated January 03, 2018 & accordingly the First Appeal & Request Letter was filed or sent dated March 14, 2018 by speed post to the Commission but the sought or required information has not been furnished by the Commission but the replied in response to the filed RTI that the "Manipur Human Rights Commission is repaired recently and all official records have been piled up and kept in one room and as such State commission is not in a position to furnish the desired information in time. Further there is not a single staff for the office of the Manipur Human Rights Commission at present. It is therefore to inform you that your application will be processed as and when the manpower/staff is provided by the State government and storing of the office records are properly arranged."<sup>116</sup> The offices or posts of the Chairperson & one member are vacant in the Commission.<sup>117</sup> In this regard, the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on the part of the Commission on the Email (s) of the Commission which is as available on the official & authoritative website (s) of the N.H.R.C. The required data or statics are not available which reveals that it is denial & evasion from furnishing the required information under RTI in the public interest & welfare. The same is not in accordance with the mandate of Laws in the existence of the concept of transparency in Democratic Republic Country. Due to non-availability of the data or required information & keeping in the view of all aforesaid further no comment can be offered in this respect.

## 27. The Meghalaya Human Rights Commission

This S.H.R.C. is situated in Shilong, Meghalaya & constituted in compliance of the order of Hon'ble Supreme Court of India; the Government of Meghalaya has issued the Notification<sup>118</sup> for its establishment on June 07, 2016.<sup>119</sup> In this regard, E-complaint (Online) filing system is available on its official & authoritative website. "The

Suo-motu cognizance had been taken on the local daily report of the Shilong times dated 08 March, 2017 on the matter of police firing at Civilians Triggers Mob fury at North Garo Hills. Till date only one recommendation had been sent to the State Government i.e. setting up an investigation team. The Jail visit has been conducted on August 16, 2017 as Juvenile Jail (Observation Home for Boys) Cleve Colony, Shilong. This commission is less than two years old & hence no research has been undertaken so far. The Awareness Programmes have been conducted as-Shilong at Law College on August 17, 2016, Nongpoh Ri-Bhoi College, District on June 16, 2017, Tura West Garo Hills on November 16, 2017, Khliehriat, East Jaintia Hills, District on August 08, 2017, USTM, Byrnihat, on January 30, 2018. No publication had been published so far but the awareness in the form of Radio, TV, Bill-Boards and interactive Sessions at various districts have been broadcasted, telecasted installed and conducted.

## 27.1. The Vacant Posts or Offices in the State Human Rights Commission<sup>120</sup>

Figure 20.

S.No.	Designation (s)	Vacant post/Office (s)
1.	Deputy Secretary	1
2.	Under Secretary	1
3.	Superintendent	1
4.	Stenographer Grade-I	3
5.	Stenographer Grade-III	1
6.	Upper Division Assistants	1
7.	Accountant	1
8.	Lower Division Assistants	2
9.	Data Entry Operator	1
10.	Record Keeper-cum-Record Sorter	1
11.	Drivers	4
12.	Duftry	1
13.	Peons	8
14.	Chowkidar	1
15.	Cleaner	1
	<b>Total</b>	<b>28</b>

With respect to it, no official Repourter is appointed till date. The investigations regarding violation of human rights date of registration March 27, 2017 and regarding complaint of Humayun Kabir date of registration November 17, 2017.<sup>121</sup> This Commission has been constituted very dilatory or with inordinate delay. This S.H.R.C. is discharging the functions but the same is subjection to the exceptions as per time, circumstances and other connected things.

## 28. The Odisha Human Rights Commission

This S.H.R.C. is situated in Bhubaneswar, Odisha which was established on January 27, 2000 and started to perform functions from July 11, 2003.<sup>122</sup> The post or offices of the Chairperson & two members & one Registrar are vacant in the Commission.<sup>123</sup> The E-complaint (Online) filing system is not active or enable on its official & authoritative website.

## 28.1. The Registered & Disposed of Case (s)/Complaints in the Odisha Human Rights Commission from 2012-13 to 2017-18<sup>124</sup>

Figure 21.

S. No.	Year (s)	Registered/Recei ved/Previous Balanced Cases/Complaint (s)	Disposed of Case (s) /Complain t (s)	Pending Cases/Com plaint (s)
1.	2012-13	9138	3389	5749
2.	2013-14	9925	3269	6656
3.	2014-15	11290	2881	8409
4.	2015-16	14215	3303	10912
5.	2016-17	19470	5047	14423
6.	2017-18	19918	3831	16087

In this connection, the Commission has taken the suo-motu cognizance in the cases which are as 51 cases in year of 2012-13<sup>125</sup>, 85 cases in year of 2013-14<sup>126</sup>, 86 cases in year of 2014-15<sup>127</sup>, 76 cases in year of 2015-

16<sup>128</sup>, 49 cases in year of 2016-17.<sup>129</sup> With regard to this, the Commission has furnished many recommendations and awarded the compensations or reliefs and also performed other functions as contained in the protection of human rights act, 1993. This commission is not also free from the exceptions in accordance with intention of the legislature, objectives of the Act and the mandate of the Constitution of India, requirements, necessities, time, circumstances and other connected things. Further the required data or statics or information is not accessible or available in accordance with the requirements, necessities, time & circumstances. In this regard, to seek or get the required information, the RTI Applications cum Request Letters dated January 03, 2018, 12 March, 2018 and May 13, 2018 & Request Letter was filed or sent by speed posts to the Commission but the sought or required information has not been furnished by the Commission and no reply or response has been provided by the Commission for the aforesaid RTI applications, except the RTI application dated January 03, 2018 in which the RTI application has been rejected on the basis of 'not in proper form & non- submission of identity proof.'<sup>130</sup> This rejection is not as per the spirit of the RTI. Further after this, the RTI applications & Request Letters have been sent but no response or reply was given. In addition to this, the Email (s) dated 05 January, 2018, 21 May, 2018 & 24 November, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on the part of the Commission on the Email(s) of Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. Apart from as mentioned hereinafter, in this relation, the aforesaid information has been furnished by E-mail to Mr. Ramesh Kumar on dated 10 December, 2018 after held telephonic communiqué accompanied by a letter in response to filed RTI application dated 13 May, 2018<sup>131</sup> which reveals the refusal or denial & evasion from conferring the information under RTI in the public interest & welfare. In connection with this, all the heretofore mentioned is not in according to the mandate of Laws in the existence of the concept of transparency in Democratic Republic Country. Keeping in the view of all aforesaid further no comment can be offered in this respect.

### 29. The Punjab Human Rights Commission

This Commission is situated in Chandigarh, Punjab which was constituted on 17 March, 1997 & started to function from 16 July, 1997.<sup>132</sup> It is playing the important role for human rights & people respective. The e-complaint (Online) filing system is available on its official & authoritative website. The Commission has performed the functions as contained in the Act which shows the good conditions of the commission in respect of the human rights. The Commission inquired into the matters, furnished the recommendations, disposed of the cases or complaints, taken suo-motu relating to the human rights and others.

### 29.1. The Registered Case (s)/Complaints in the Punjab Human Rights Commission taken on Suo-Motu from 1997 to 2018 (as on January 18, 2018)<sup>133</sup>

Figure 22.

S.No.	Year (s)	Registered Case (s)/Complaint (s) on Suo-Motu
1.	1997	5
2.	1998	18
3.	1999	4
4.	2000	21
5.	2001	12
6.	2002	2
7.	2003	4
8.	2004	18
9.	2005	3
10.	2006	96
11.	2007	134
12.	2008	136
13.	2009	216

14.	2010	154
15.	2011	74
16.	2012	56
17.	2013	38
18.	2014	24
19.	2015	31
20.	2016	5
21.	2017	93
22.	2018	1
	<b>Total</b>	<b>1145</b>

### 29.2. The Registered/Instituted Case (s)/Complaints in the Punjab Human Rights Commission from 1997 to 2017<sup>134</sup>

Figure 23.

Sr. No.	Year (s)	Registered/ Instituted Case (s)/Complaint (s)
1.	1997	97
2.	1998	987
3.	1999	2134
4.	2000	4926
5.	2001	7520
6.	2002	8312
7.	2003	11572
8.	2004	16927
9.	2005	17144
10.	2006	15469
11.	2007	15800
12.	2008	15400
13.	2009	16755
14.	2010	19266
15.	2011	16311
16.	2012	18322
17.	2013	16350
18.	2014	15523
19.	2015	15986
20.	2016	11162
21.	2017	10964
	<b>Total</b>	<b>256927</b>

### 29.3. The Vacant Posts or Offices in the State Human Rights Commission<sup>135</sup>

Figure 24.

Sr. No.	Designation (s)	Vacant post/Office (s)
1.	Under Secretary	1
2.	Secretary/Members	1
3.	Superintendent Grade-I	2
4.	Private Secretaries	1
5.	Research officer	1
6.	Administrative officer	1
7.	S.O. (S.A.S.)	1
8.	Personal Assistant	9
9.	Senior Scale Stenographers	4
10.	Senior Assistant	3
11.	Accounts Assistant/Auditor	3
12.	Steno typist	2
13.	Clerks	1
14.	Store Keeper	1
15.	Vehicle Supervisor	1
16.	Drivers	9
17.	Cashier	1
18.	Receptionists	1
19.	Telephone Attendants	1
20.	Peons	1
21.	Frash	1
22.	Superintendent Police	1



23.	Readers	3
24.	Inspectors	2
25.	Sub-Inspectors	3
26.	Head Constables	3
27.	Constables	8
28.	Orderly	3
	<b>Total</b>	<b>69</b>

In respect of this, some research activities in the field of human rights were sponsored by the Commission, some seminars were conducted & some things have also been published by the Commission. Total number of complaints which were disposed of by the Commission is '252998' from 1997 to 2017. This Commission has great significance. In the light of all above said, it shows that this Commission is also not free from the exceptions for the protection, promotion, preservation of human rights, people and other related things for the interest & welfare of all.

### 30. The Rajasthan Human Rights Commission

This S.H.R.C. which is situated in Jaipur, Rajasthan. This Commission was constituted on 18 January, 1999 & this Commission has been become functional in the year of 2000. The posts or offices of One Member & One Deputy Registrar are vacant in the Commission.<sup>136</sup> This Commission is having the great role & significance to protect, promote & preserve of human rights of people. It is playing a crucial role in the State with the view of human rights.

#### 30.1. The Registered/Received, Disposed of & Pending Case (s)/Complaints in the Rajasthan Human Rights Commission from 2010-11 to 2018 (As on March 31, 2018)<sup>137</sup>

Figure 25.

Sr. No	Year (s)	Registered/Received/Balanced Case/Complaint (s)	Disposed of Case (s)	Pending Case (s)/Complaints
1.	2010-11(From April 01, 2010 to March 31, 2011) <sup>138</sup>	3575	2826	749
2.	2011-12(From April 01, 2011 to March 31, 2012) <sup>139</sup>	3921	2678	1243
3.	2012-13(From April 01, 2012 to March 31, 2013) <sup>140</sup>	4952	2918	2034
4.	2013-14(From April 01, 2013 to March 31, 2014)	4586	2994	1592
5.	2014-15(From April 01, 2014 to March 31, 2015)	4860	3281	1579
6.	2015-16(From April 01, 2015 to March 31, 2016)	5571	3659	1912
7.	2016-17(From April 01, 2016 to March 31, 2017)	5314	3014	2300
8.	2017-18(From April 01, 2017 to March 31, 2018)	5926	2871	3055
	<b>Total</b>	<b>38705</b>	<b>24241</b>	<b>14464</b>

In this regard, the Commission has inspected the Jails and other institutions, conducted project or research works. The functions which have been performed by the Commission are highly worth appreciating with the responses of the correspondences replied by the Commission, all are subject to the available records as placed as above under the required all justified exceptions as according to the necessities, need of hour, time, circumstances and other connected things.

### 31. The Sikkim Human Rights Commission

This Commission is situated in Gangtok, Sikkim which was constituted on October 18, 2008.<sup>141</sup>

#### 31.1. The Registered Case (s)/Complaints in the Sikkim Human

### Rights Commission from 2014-15 to 2016-17<sup>142</sup>

Figure 26.

S. No.	Year (s)	Registered Case (s)/Complaint (s)
1.	2014-15 (From September 08, 2014 to March 31, 2015)	07
2.	2015-16 (From April 01, 2015 to March 31, 2016)	11
3.	2016-17 (From April 01, 2016 to March 31, 2017)	20
	<b>Total</b>	<b>38</b>

The e- complaint (online) filing complaint system is not available on its website and the required data or statics or information is not accessible or available on its official & authoritative website except only some data or information. In this respect, to seek or get the required information, the RTI Application cum Request Letter dated January 03, 2018, was filed or sent by speed post to the Commission but neither the sought or required information has been furnished nor any kind of reply or response, by any means provided by the Commission which are not in according to the RTI act 2005 & the mandate of the applicable Laws & the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on behalf of the Commission on the Email(s) of Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. which reveals that it is denial & evasion from furnishing the required information under RTI in the interest & welfare of people. The same is not in accordance with the mandate of Laws in the existence of the conception of the transparency in Democratic & Republic Country. In the light of all as placed hereinbefore, further no comment can be offered in this relation.

### 32. The Tamil Nadu Human Rights Commission

This S.H.R.C. is situated in Chennai, Tamil Nadu which was constituted on December 20, 1996 it has become functional from April 17, 1997.<sup>143</sup> The posts or offices of Assistant Registrar (Law) & Under Secretary are vacant in the Commission.<sup>144</sup> In this relation, "the total number of cases on Suo-motu have been taken by the Commission is 448 from 2005 to 2017, total recommendations made to the Government is 445 from 2000 to 2018, total number of cases received from 1997 to 2017 is 174200 cases in the Commission, total disposed of cases 163226 cases by this Commission from 1997 to 2017, 97 Suo-motu cases have been disposed of by this Commission. The officers of the commission visit Institutions like Jail, Juvenile Justice Board and Bostern Schools periodically. Seminar & workshops have been conducted by this Commission. In respect of the encouragement of the N.G.O.s by the Commission is NIL."<sup>145</sup> The e- complaint (online) filing complaint system is not available on its website.

#### 32.1. The Vacant Posts or Offices in the State Human Rights Commission<sup>146</sup>

Figure 27.

Sr. No.	Designation (s)	Vacant post/Office (s)
1.	Registrar	1
2.	Private Secretary	1
3.	Assistant Section Officer	1
4.	Assistant	2
5.	Typist	1
6.	Driver	1
7.	Office Assistant	3
	<b>Total</b>	<b>10</b>

The Commission has the good significance in respect of its functions as the same has been shown in the available records. On perusal of all aforesaid, it is shown that the Commission has the exceptions subjection to the major spirit of the Laws as applicable, mandate of Laws, requirements of people, time & circumstances.

### 33. The Tripura Human Rights Commission

This S.H.R.C. is situated in Agartala, Tripura which was constituted in January 01, 2016.<sup>147</sup> This Commission is not having its official & authoritative website.<sup>148</sup> This Commission has conducted the inquiries on the basis of Suo-motu in all 36 cases during the period from January, 2016 to December 2017. This commission has taken up the 38 cases complaints from January, 2016 to December 2017. It has disposed of the 35 cases or complaints from January, 2016 to December 2017 & 27 Suo-motu cases have been disposed of. This S.H.R.C. has furnished the 06 recommendations of the Suo-motu cases to the Home Department, Government of Tripura for the sanction of compensation. This S.H.R.C. conducted the Jail visits, organized seminars at the grass root level. In respect of the promotion & undertaking of research & publication of human rights' information is NIL as conferred by the Commission.<sup>149</sup> The conditions as per the provided information are good but under the exceptions. This S.H.R.C. has been constituted with the inordinate delay which is too much and not in the interest & welfare of people, mandates of Laws, the Nation and other related things as required in this connection.

### 34. The Uttar Pradesh Human Rights Commission

This State Human Rights Commission is situated in Lucknow, Uttar Pradesh which was established on April 04, 1996 but the Commission was formally constituted on October 07, 2002.<sup>150</sup> This Commission is an important role with regard to the protection, promotion & preservation of human rights. The Commission has also taken Suo-motu cognizance in a number of cases & other discharged other functions relating to the human rights which show the good & affirmative aspects.

#### 34.1. The Registered, Disposed of & Pending Case (s)/Complaints in the Uttar Pradesh Human Rights Commission from 2002-03 to 2018 (As on October 31, 2018)<sup>151</sup>

Figure 28.

S. No.	Year (s)	Registered/Received/Balanced Case/Complaint (s)	Disposed of Case (s)	Pending Case (s)/Complaints
1.	2002-03	1216	1146	70
2.	2003-04	6189	6005	184
3.	2004-05	8853	8633	220
4.	2005-06	9356	9112	244
5.	2006-07	11681	11408	273
6.	2007-08	15927	15441	486
7.	2008-09	18859	18299	560
8.	2009-10	26024	23553	2471
9.	2010-11	24318	23198	1120
10.	2011-12	38823	37221	1602
11.	2012-13	24105	21421	2684
12.	2013-14	23467	18675	4792
13.	2014-15	25311	17027	8284
14.	2015-16	30978	21371	9607
15.	2016-17	33740	15966	17774
16.	2017-18	32381	14621	17760
17.	2018-19 As on 31.10.18	15758	1962	13796
	<b>Total</b>	<b>346986</b>	<b>265059</b>	<b>81927</b>

In respect of it, one post or office of Member is vacant in the Commission.<sup>152</sup> The e- complaint (online) filing complaint system is not available on its website. In this relation, to seek or get the required information, the RTI Applications cum Request Letters dated January 03, 2018, May 13, 2018 & accordingly the First Appeal & Request Letter was filed or sent dated March 05, 2018 by speed post to the Commission but the sought or required information has not been furnished by the Commission. But the S.H.R.C., responding to the filed RTIs<sup>153</sup> has denied to furnish the required or sought pieces of

information under the provisions of RTI Act 2005. The Commission has referred the Uttar Pradesh RTI Rules 2015 as the grounds for the refusal or denial from conferring the information as above in this regard, which all are not in accordance with intention of the Legislature, object, and spirit of the RTI act 2005 & mandate of Laws as applicable. The aforesaid replies of the Commission are failing or defeating the ends of the Laws & justice in the shadow or light of the above said U.P. R.T.I. Rules 2015. Taking coverage of the Rules, the dial or refusal to provide information is also the violation of the fundamental, human & other rights and Constitution of India. The denial as contained hereinbefore absolutely against the democracy & transparency. This is not also for the good, responsible, accountable & answerable governance of the State, people and the Nation. Somewhere, the denial to furnish the information reveals the suspicious or doubtful facts or aspects towards the responsible or accountable or answerable or liable persons respective in the interest and welfare of people and the Country. In this connection, the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on behalf of the Commission on the Email(s) of Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. which reveals that it is denial & evasion from furnishing the required information and under RTI. It is not also free from the exceptions, as per time, circumstances, and other connected things.

### 35. The Uttarakhand Human Rights Commission

This S.H.R.C. is situated in Dehradun, Uttarakhand which was constituted on May 13, 2013.<sup>154</sup> This Commission is having the great significance in respect of the human rights. The e- complaint (online) filing complaint system is available on its website. This Commission has been established with very dilatory or inordinate delay.

#### 35.1. The Registered, Disposed of & Pending/Under Consideration Case (s)/Complaints in the Uttarakhand Human Rights Commission from August, 2012 to November, 2018<sup>155</sup>

Figure 29.

1.	Total Registered Case (s)/Complaints	10128
2.	Total Disposed of Case (s)/Complaints	9313
3.	Total Pending/Under Consideration Case (s)/Complaints	815

With relation to this, to seek or get the required information, the RTI Application cum Request Letter dated January 03, 2018 has been filed or sent to the Commission by the speed post but the sought or required information has not been furnished by the Commission in this connection, the reply or response<sup>156</sup> was misleading or evasive from conferring the information & accordingly the First Appeal & Request Letter was filed or sent dated March 05, 2018 by speed post to the Commission, The First Appellate Authority has delivered the orders or directions dated April 12, 2018<sup>157</sup> directing to the Public Information officer concerned to furnish the information under the RTI Application as above but the sought or required information has not been provided by the person respective to so far. In this regard, the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on behalf of the Commission on the Email(s) of the Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. which reveals that it is refusal or denial & evasion from providing the required information and under RTI. This Commission is not also free from the exceptions, as per time, circumstances, and other connected things. With respect to all, neither the required further information is available on its website nor has been furnished under RTI as aforesaid hence further no comment can be offered in this regard but the same is negative facts or aspects for the protection, preservation and related things of human rights in the interest & welfare of people and mandates of Laws & Constitution of India.

### 36. The West Bengal Human Rights Commission

This S.H.R.C. is situated in Kolkata, West Bengal which was constituted on January 31, 1995 & it has become functional fully from April 13, 1995.<sup>158</sup> From January 2018 to October 2018, total 2148 cases were registered.<sup>159</sup> In 2018, total 159 cases by suo-motu cognizance have been taken in general<sup>160</sup>, total 261 cases by suo-motu cognizance has been taken in custodial death during the years of 2016 to 2018.<sup>161</sup> This Commission has performed other functions also. It is having the vital role & importance about human rights under the Act. In relation to this, to seek or get the required information, the RTI Application cum Request Letter dated January 03, 2018 has been filed or sent to the Commission by the speed post but the sought or required information has not been furnished by the Commission in this respect, the reply or response<sup>162</sup> was misleading or evasive from giving the information. In this connection, the Email (s) dated January 05, 2018, May 21, 2018 & November 24, 2018 has also been sent to the Commission but no reply or response of these E-mails has been provided by any means on behalf of the Commission on the Email(s) of the Commission which is as available on the official & authoritative website (s) of the N.H.R.C. & this S.H.R.C. which reveals that it is refusal or denial & evasion from furnishing the required information and under RTI. This Commission is not also free from the exceptions, as per time, circumstances, and other connected things. In this respect, the required information has not been furnished under RTI as aforesaid hence further no comment can be offered in this connection but the same is negative facts or aspects for the protection, preservation and related things of human rights in the interest & welfare of people and mandates of Laws & Constitution of India.

### 37. The Human Rights Court (s) (H.R.C.)

This Human Rights Court (s) has been mentioned under Chapter-06 section 30 of the Protection of Human Rights Act 1993. To conduct the speedy trial relating to the offences of the violation of human rights, the State Government may specify by notification to the each district, a Court of Session as a 'Human Rights Court' for conducting the aforesaid trial (s) of the offences with the concurrence of the Chief Justice of the High Court. Provided that the above said things shall not be applicable if a Court of Session has already been specified as 'a Special Court' or the Special Court' already is constituted under any applicable other law for the offences.<sup>163</sup>

### 38. The Special Public Prosecutor (s)

In this regard, a Public Prosecutor or an Advocate who has experience of 07 years as an advocate, shall be specified or appointed as a Special Public Prosecutor by the State Government, by notification to conduct the cases in the above said Court (s).<sup>164</sup>

### 39. Conclusions & Suggestions

With respect to all the aforesaid, it can be said that the large pendency of the cases or complaints in the various State Human Rights Commissions (S.H.R.C.s.) respective must be disposed of as required subjecting to the Justice, shortage of the Staff, man power or vacant posts or offices must be fulfilled as expeditiously as possible. The Conception of 'Time Bound Delivery of Justice' must also be placed on suitable or appropriate places under the Laws to save the time, life of human & other things also. In today's context, there only 26 State Human Rights Commissions (S.H.R.C.s.) The number of posts or offices of members in proportion to the population of India must be increased or enhanced in the Commissions of India. The benches or branches of the Commissions must also be established in other required places of State concerned to bridge the gap which is existent between the Commissions and people who seek the Justice for making the required accessibility. Now there are only 24 +1 = 25 (Newly & separately established Telangana High Court) High Courts in India for 28 States+ 09 Union Territories total 37 States/Territories which shows that in proportion to the population of States respective, further the Establishments of the Commissions has become essential, necessary and mandatory in according to this instant time and circumstances along with it in which states the same is not in existence, for the required delivery of justice, convenience of people and

other things connected. In this respect, for the better protection of human rights., there is 01 N.H.R.C. & 25+1=26 S.H.R.C.s for total 37 States/Territories, the remaining States or Union Territories concerned, did not constitute the S.H.R.C.s to so far which reveals that the implementation of the Protection of Human Rights Act 1993 is not up to the mark for the fulfillments of its objectives and intention of the legislature. Some States Governments have constituted the S.H.R.C. (s) respective with very dilatory & inordinate delay. Some existing S.H.R.C. (s) is still not having their official & authoritative websites separately to so far in today's technology world. In this regard, the offices or posts of Chairpersons or Members are vacant till now with other posts or offices also. The most of the S.H.R.C. (s) are not responding or replying of the sent E-mails, except some, still the some S.H.R.C. (s) also are not providing the replies or responses of the RTI application under the Right to Information Act 2005. With regard to this, the Commissions are not having the required accessibility up to the people to bridge the gaps as required to protect, promote, preserve and other connected things for the human rights also with the inclusion of Human rights research, subjecting to the exceptions. The better protection of human rights, other connected & incidental matters of it are not found which shows, on perusal of the available records or documents or material & the main spirit & mandate of the Act or Laws as required with the fulfillment of the intention of the Legislature, subjecting to the exceptions which is not in the interest & welfare of people. The Human Rights Commissions are highly required for the more empowerment in according to time and circumstances. The Act must also be amended in according to the requirements and time. The post or office of the Human Rights Officer or Human Rights Law Officer must also be created or made in the Commissions for the direct recruitment on the basis of the eligibility or qualification in human rights or human rights law specifically with the special view of the career or future perspective of youths or people under All India or Indian Human Rights Service (A.I.H.R.S.) or (I.H.R.S.) as like IAS, IPS etc. The conditions of human rights & its Enforcement system is the worst in India, except some exceptions. The implementation or compliance of this Act, human rights & its Enforcement system is not in accordance with the need of hour, necessities, time, circumstances, requirements of people and other connected facts or matters as should or must be in according to the today's context or time with the required future perspective for the interest & welfare of all beyond all kinds discriminations or distinctions and biases, subjecting to all contained heretofore. "Speedy justice must be delivered without having violations of Human Rights and its Law with respect to aforesaid slept Governments must be wake up now with vigilance mandatorily because sovereignty<sup>165</sup> is found in people for welfare of people."<sup>166</sup> "Human Rights & its Law must be included in the syllabus as compulsory subject of Schools, Colleges, Universities and in other required institutions or organizations or establishments and Human Rights & its Law must be taught or imparted education, knowledge and literacy as well as above also to Employees, workers and all persons from time to time."<sup>167</sup>

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Woman is consenting party then court shall presume during course of granting bail.

### Reference

1. Office of the High Commissioner for Human Rights (OHCHR). 2008 b. Claiming the Millennium Development Goals: A Human Rights Approach. New York and Geneva: United Nations. Available at [http://www2.ohchr.org/SPdocs/Claiming\\_MDGs\\_en.pdf](http://www2.ohchr.org/SPdocs/Claiming_MDGs_en.pdf). (23 May 2022)
2. United Nations Development Programme (UNDP). 2000. 'Human Development Report 2000: Human Rights and Development'. Available at <http://hdr.undp.org/en/reports/global/hdr2000/> (23 May 2022)



3. United Nations. 2005. 'The Human Rights Based Approach to Development Cooperation: Towards a Common Understanding among UN Agencies'. Available at <http://www.crin.org/hrbp/index.asp?action=theme.docitem&item=4689> (23 May 2022)
4. 'Report of the Working Group on Harmonisation of Working Methods of Treaty Bodies' dated 9 January 2007. Available at [www.unhcr.ch/tbs/doc.nsf/898586b1dc7b4043c1256a450044f331/b56b719684cb837ec12572800050cc29/\\$FILE/G0740045.doc](http://www.unhcr.ch/tbs/doc.nsf/898586b1dc7b4043c1256a450044f331/b56b719684cb837ec12572800050cc29/$FILE/G0740045.doc) (23 May 2022)
5. 'Report of the Working Group on Harmonisation of Working Methods of Treaty Bodies' dated 9 January 2007. Available at [www.unhcr.ch/tbs/doc.nsf/898586b1dc7b4043c1256a450044f331/b56b719684cb837ec12572800050cc29/\\$FILE/G0740045.doc](http://www.unhcr.ch/tbs/doc.nsf/898586b1dc7b4043c1256a450044f331/b56b719684cb837ec12572800050cc29/$FILE/G0740045.doc) (23 May 2022)
6. 'Report on Working Methods of the Human Rights Treaty Bodies Relating to State Party Reporting Processes: Note by the Secretariat HRI/MC/ 2007/4' dated 11 June 2007. Available at [http://www2.ohchr.org/english/bodies/icm-mc/docs/hri\\_mc\\_2007\\_4.doc](http://www2.ohchr.org/english/bodies/icm-mc/docs/hri_mc_2007_4.doc) (23 May 2022)
7. UN OHCHR (Office of the High Commissioner for Human Rights). 2020. Who is a Defender? <https://www.ohchr.org/EN/Issues/SRHRDefenders/Pages/Defender.aspx#ftn1> (23 May 2022)
8. 2018. Situation of Human Rights Defenders. Report of the Special Rapporteur on the Situation of Human Rights Defenders. A/73/215. (23 May 2022)
9. 2017. Situation of Human Rights Defenders. Report of the Special Rapporteur on the Situation of Human Rights Defenders. A/72/170. (23 May 2022)
10. UN General Assembly. 1998. Declaration on the Right and Responsibility of Individuals, Groups and Organs of Society to Promote and Protect Universally Recognized Human Rights and Fundamental Freedoms. Resolution 53/144, adopted 9 December. A/RES/53/144. (23 May 2022)
11. 2017. NHRC, India (National Human Rights Commission of India), Study of Human Rights of Transgender as a Third Gender [https://nhrc.nic.in/sites/default/files/Study\\_HR\\_transgender\\_03082018.pdf](https://nhrc.nic.in/sites/default/files/Study_HR_transgender_03082018.pdf) (23 May 2022)
12. Brian MacWhinney, Davida Fromm, Yvan Rose & Nan Bernstein Ratner (2018) Fostering human rights through TalkBank, International Journal of Speech-Language Pathology, 20:1, 115-119, DOI: 10.1080/17549507.2018.1392609
13. Steven LB Jensen, Stéphanie Lagoutte & Sébastien Lorion (2019) The Domestic Institutionalisation of Human Rights: An Introduction, Nordic Journal of Human Rights, 37:3, 165-176, DOI: 10.1080/18918131.2019.1682235
14. James Harrison (2013) Establishing a meaningful human rights due diligence process for corporations: learning from experience of human rights impact assessment, Impact Assessment and Project Appraisal, 31:2, 107-117, DOI: 10.1080/14615517.2013.774718
15. Sharynne McLeod (2018) Communication rights: Fundamental human rights for all, International Journal of Speech-Language Pathology, 20:1, 3-11, DOI: 10.1080/17549507.2018.1428687
16. M. Gadda, Juliet Harris, E. Kay M. Tisdall, Elizabeth Millership & Ursula Kilkelly (2019) Human rights' monitoring and implementation: how to make rights 'real' in children's lives, The International Journal of Human Rights, 23:3, 317-322, DOI: 10.1080/13642987.2018.1558972
17. Deborah Hersh (2018) From individual to global: Human rights and aphasia, International Journal of Speech-Language Pathology, 20:1, 39-43, DOI: 10.1080/17549507.2018.1397749
18. Sofia Gruskin, William Jardell, Laura Ferguson, Kristin Zacharias & Rajat Khosla (2021) Integrating human rights into sexual and reproductive health research: moving beyond the rhetoric, what will it take to get us there?, Sexual and Reproductive Health Matters, 29:1, 367-376, DOI: 10.1080/26410397.2021.1881206
19. Kumar, Ramesh. (2017). A Critical Appraisal of Law relating to Human Rights with Special Reference to Enforcement System. *Legal Research Development (An International Referred e-Journal)* Vol.1.Issue III March 2017. 69. doi: <https://doi.org/10.53724/lrd/v1n3.06>.
20. Kumar, Ramesh. (2016). A Critical Appraisal of Human Rights Law with Special Reference to Constitution of India. *Legal Research Development (An International Referred e-Journal)* Vol.1.Issue II Dec. 2016. 55-64. doi: <https://doi.org/10.53724/lrd/v1n2.06>.
21. Kumar, Ramesh. (2018). A Study of Human Rights Jurisprudence: An Overview. *Legal Research Development (An International Referred e-Journal)* Vol.1.I Issue III Dec. 2016. 55-64. doi: <https://doi.org/10.53724/lrd/v2n3.03>
22. Verma, Raj, K. & Kumar, Ramesh (2017). Role of Para- Legal Services in Administration of Justice: An Empirical Study of Ashok Nagar District. *Legal Research Development (An International Referred e-Journal)* Vol.1.Issue I Sep. 2017. doi: <https://doi.org/10.53724/lrd/v2n1.02>.
23. Verma, Raj, K. & Kumar, Ramesh (2017). Role of Para- Legal Services in Administration of Justice: An Empirical Study of Gwalior District. *Legal Research Development (An International Referred e-Journal)* Vol.1.Issue III Mar. 2017. doi: <https://doi.org/10.53724/lrd/v1n4.06>.
24. Verma, Raj, K. & Kumar, Ramesh (2017). A Critical Study of Challenges of Para-Legal Services in India. *Legal Research Development (An International Referred e-Journal)* Vol.1.IssueIII Mar. 2017. doi: <https://doi.org/10.53724/lrd/v1n3.14>.
25. Dr Gary Cox (1998) Faster, higher, stronger...but what about our rights? human rights and hallmark events, Impact Assessment and Project Appraisal, 16:3, 175-184, DOI: 10.1080/14615517.1998.10590206
26. Inga T. Winkler & Carmel Williams (2017) The Sustainable Development Goals and human rights: a critical early review, The International Journal of Human Rights, 21:8, 1023-1028, DOI: 10.1080/13642987.2017.1348695
27. Emily Howie (2018) Protecting the human right to freedom of expression in international law, International Journal of Speech-Language Pathology, 20:1, 12-15, DOI: 10.1080/17549507.2018.1392612
28. K. A. Polonko & L. X. Lombardo (2005) Human Dignity and Children: Operationalizing a Human rights Concept, Global Bioethics, 18:1, 17-35, DOI: 10.1080/11287462.2005.10800863
29. Robyn Holder, Tyrone Kirchengast & Paul Cassell (2021) Transforming crime victims' rights: from myth to reality, International Journal of Comparative and Applied Criminal Justice, 45:1, 1-13, DOI: 10.1080/01924036.2020.1857278
30. Atara Sivan & A. J. Veal (2021) Leisure and human rights: the World Leisure Organization Charter for Leisure: past, present and future, World Leisure Journal, 63:2, 133-140, DOI: 10.1080/16078055.2021.1918755
31. Todd Landman, David Kernohan & Anita Gohdes (2012) Relativizing Human Rights, Journal of Human Rights, 11:4, 460-485, DOI: 10.1080/14754835.2012.730917
32. Kirsten Roberts Lyer (2019) Parliaments as Human Rights Actors: The Potential for International Principles on Parliamentary Human Rights Committees, Nordic Journal of Human Rights, 37:3, 195-215, DOI: 10.1080/18918131.2019.1681610
33. Radhika Gore & Richard Parker (2019) Analysing power and politics in health policies and systems, Global Public Health, 14:4, 481-488, DOI: 10.1080/17441692.2019.1575446
34. Dr. Ramesh Kumar, *Human Rights Law in India*, Lap Lambert Academic Publishing SIA OmniScriptum, 1<sup>st</sup> ed. (2020).
35. The Constitution of India, <https://www.india.gov.in/my-government/constitution-india> (23 May 2022)
36. The Protection of Human Rights Act 1993, [https://www.indiacode.nic.in/bitstream/123456789/15709/1/A1994\\_\\_\\_10.pdf](https://www.indiacode.nic.in/bitstream/123456789/15709/1/A1994___10.pdf) (23 May 2022)
37. The Universal Declaration of Human Rights 1948 <https://www.un.org/en/about-us/universal-declaration-of-human-rights> (23 May 2022)

## Endnotes

- <sup>1</sup>The National Human Rights Commission of India, State Human Rights Commissions [https://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2350](https://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2350) (March 26, 2020 at about 6:50 Pm).
- <sup>2</sup>The National Human Rights Commission of India, State Human Rights Commissions [https://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=3128](https://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=3128) (March 26, 2020 at about 6:55 Pm).
- <sup>3</sup>A Letter (Right to Information) of the National Human Rights Commission, New Delhi, File No 10 (51) 2017-Coord dated 18 December, 2017 addressed to Mr. Ramesh Kumar.
- <sup>4</sup>The Protection of Human Rights Act (1993).
- <sup>5</sup>Id. section 1 (2) (1993).
- <sup>6</sup>Id. section 13.
- <sup>7</sup>Id. section 36 (2).
- <sup>8</sup>The Protection of Human Rights Act 1993 section 1 (2).
- <sup>9</sup>Ibid.
- <sup>11</sup>The Protection of Human Rights Act section 21 (1993).
- <sup>12</sup>The Protection of Human Rights Act 1993 as amended which with effected from July 19, 2019 section 21 (2) (1).
- <sup>13</sup>Id. section 21 (6)
- <sup>14</sup>Id. section 22
- <sup>15</sup>Id. section 22
- <sup>16</sup>Id. section 24
- <sup>17</sup>Id. section 24 (3)
- <sup>18</sup>Id. section 23(1)
- <sup>19</sup>Id. section 23(1)(A) & (2)
- <sup>20</sup>Id. section 21(3)
- <sup>21</sup>Id. section 29
- <sup>22</sup>Id. section 36(1)
- <sup>23</sup>Id. section 36(2)
- <sup>24</sup>Id. section 21(5)
- <sup>25</sup>Id. section 12
- <sup>26</sup>Id. section 12(a)
- <sup>27</sup>Id. section 12(b)
- <sup>28</sup>Id. section 12(c)
- <sup>29</sup>Id. section 12(d)
- <sup>30</sup>Id. section 12(e)
- <sup>31</sup>Id. section 12(g)
- <sup>32</sup>Id. section 12(h)
- <sup>33</sup>Id. section 12(i)
- <sup>34</sup>Id. section 12(j)
- <sup>35</sup>Id. section 13(1)
- <sup>36</sup>Id. section 13(5)
- <sup>37</sup>Id. section 13(6)
- <sup>38</sup>Id. section 13(7)
- <sup>39</sup>Id. section 14
- <sup>40</sup>Id. section 14(1)
- <sup>41</sup>Id. section 14(4)
- <sup>42</sup>Id. section 17
- <sup>43</sup>Id. section 18
- <sup>44</sup>Id. section 18 (a) (b)
- <sup>45</sup>Id. section 18 (c)
- <sup>46</sup>Id. section 18(e)
- <sup>47</sup>Id. section 18(f)
- <sup>48</sup>Id. section 40 (B)
- <sup>49</sup>Id. section 10 (2)
- <sup>50</sup>A Letter No- SB II/Law Division/RTI No 50829/2017 dated December 22, 2017 of

the National Human Rights Commission, New Delhi addressed to Mr. Ramesh Kumar

<sup>51</sup> A Letter (Right to information act 2005) No- AHRC.199/2016/28 dated June 08, 2018 of the Assam Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>52</sup> The Assam Human Rights Commission, Guwahati, News Letter Vol. 5 No. 1&2, January-June, 2016 page no-19-20

<sup>53</sup> A Letter (Right to information act 2005) No- AHRC.199/2016/28 dated June 08, 2018 of the Assam Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>54</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2351](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2351)

<sup>55</sup> <http://ahrc.gov.in/>

<sup>56</sup> A Letter (RTI) of the National Human Rights Commission, New Delhi, File No 10 (51) 2017-Coord dated December 18, 2017 addressed to Mr. Ramesh Kumar

<sup>57</sup> Over the telephonic communiqué conducted by Mr. Ramesh Kumar from Mobile number 9319789799 to 9000264345 on December 02, 2018 at about 2:03 Pm

<sup>58</sup> A Letter (RTI) No- ROC No-HRC/RTI/45/2018 dated February 06, 2018 of the Andhra Pradesh Human Rights Commission addressed to Mr. Ramesh Kumar

<sup>59</sup> Ibid

<sup>60</sup> Ibid

<sup>61</sup> Ibid

<sup>62</sup> Notification no 6896

<sup>63</sup> <http://bhrc.bih.nic.in/> January 11, 2016

<sup>64</sup> <http://bhrc.bih.nic.in/Docs/Docs-01-11-01-2016.pdf> January 11, 2016

<sup>65</sup> A Letter (RTI) No- BHRC/RTI-41/18-11264 dated May 16, 2018 of the Bihar Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>66</sup> Ibid

<sup>67</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2352](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2352)

<sup>68</sup> <http://hrc.cg.gov.in/>

<sup>69</sup> The Annual Report of the Chhattisgarh Human Rights Commission from 2011-12 to 2015 page numbers- 65,80,96 & 103

<sup>70</sup> Notification No GG/52/2006/HRC/1094/GOI-I (Part-2)/N dated 12 July, 2006

<sup>71</sup> See more details at <https://gshrc.gujarat.gov.in/statistics.htm>

<sup>72</sup> 11<sup>th</sup> Annual Report of the Gujarat Human Rights Commission 2016-17 Page Number-V

<sup>73</sup> See more details at <https://gshrc.gujarat.gov.in/statistics.htm>

<sup>74</sup> See more details at [https://en.wikipedia.org/wiki/Goa\\_Human\\_Rights\\_Commission](https://en.wikipedia.org/wiki/Goa_Human_Rights_Commission)

<sup>75</sup> See more details at [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2354](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2354)

<sup>76</sup> It has been informed over the telephonic communiqué held on dated December 04, 2018 at about 1:05 Pm by the Instant Section Officer mobile number 8975178597 of the Goa Human Rights Commission to Mr. Ramesh Kumar Mobile number 9319789799 and The website has also not been found on the N.H.R.C. website as on above date

<sup>77</sup> A Letter (RTI) No- 6/22/2012-GHRC/1424 dated February 06, 2018 of the Goa Human Rights Commission addressed to Mr. Ramesh Kumar

<sup>78</sup> It has been informed over the telephonic communiqué held on dated December 04, 2018 at about 2:00 Pm by Mr. Ramesh Chandra Kapil, the Instant Reader & Section Officer his is mobile number 9418000729 & 7018449254 (at about 3:12 Pm) of the Himachal Pradesh Human Rights Commission to Mr. Ramesh Kumar Mobile number 9319789799

<sup>79</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2356](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2356)

<sup>80</sup> It has been informed over the telephonic communiqué held on dated December 04, 2018 at about 2:00 Pm by Mr. Ramesh Chandra Kapil, the Instant Reader & Section Officer his is mobile number 9418000729 of the Himachal Pradesh Human Rights Commission to Mr. Ramesh Kumar Mobile number 9319789799

<sup>81</sup> It has been informed over the telephonic communiqué held on dated December 04, 2018 at about 2:00 Pm by Mr. Ramesh Chandra Kapil, the Instant Reader & Section Officer his is mobile number 9418000729 & 7018449254 (at about 3:12 Pm) of the Himachal Pradesh Human Rights Commission to Mr. Ramesh Kumar Mobile number 9319789799

<sup>82</sup> Notification no- S.O.67/C.A.10/1994/S.21/2012 dated September 20, 2012

<sup>83</sup> A Letter (RTI) No-392/HHRC/RTI No.5 of 2018 dated January 30, 2018 of The Haryana Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>84</sup> [file:///C:/Users/RAMESH%20SIR/Downloads/6302%20\(2\).pdf](file:///C:/Users/RAMESH%20SIR/Downloads/6302%20(2).pdf)

<sup>85</sup> A Letter (RTI) No-392/HHRC/RTI No.5 of 2018 dated January 30, 2018 of The Haryana Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>86</sup> <http://www.jkshrc.com/index.php>

<sup>87</sup> The Constitution of India

<sup>88</sup> Section 01 (2) of the Protection of Human Rights Act (1993)

<sup>89</sup> Section 21 (5) of ibid

<sup>90</sup> Section 2 (2) of ibid

<sup>91</sup> Section 3 of the Jammu & Kashmir Human Rights Act, 1997

<sup>92</sup> Section 5 of ibid

<sup>93</sup> Section 6 of ibid

<sup>94</sup> Section 14 of ibid

<sup>95</sup> Section 14 (5) of ibid

<sup>96</sup> Section 14 (3) of ibid

<sup>97</sup> The Constitution of India

<sup>98</sup> <http://www.jkshrc.com/index.php>

<sup>99</sup> The Annual Report 2016-17 of the Jammu & Kashmir Human Rights Commission Page No.02 which has been furnished under RTI Letter No- SHRC/LIB/2018/593 dated February 23, 2018 of the Commission addressed to Mr. Ramesh Kumar

<sup>100</sup> [https://en.wikipedia.org/wiki/National\\_Human\\_Rights\\_Commission\\_of\\_India](https://en.wikipedia.org/wiki/National_Human_Rights_Commission_of_India) March 26, 2020 at about 9:10 pm.

<sup>101</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2370](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2370).

<sup>102</sup> A Letter (RTI) No- 99/Ra.Ma.Aa(RTI)-02-2018, Ranchi dated February 09, 2018 of The Jharkhand Human Rights Commission, addressed to Mr. Ramesh Kumar.

<sup>103</sup> Ibid.

<sup>104</sup> <http://www.kshrc.kerala.gov.in/>

<sup>105</sup> [https://en.wikipedia.org/wiki/National\\_Human\\_Rights\\_Commission\\_of\\_India](https://en.wikipedia.org/wiki/National_Human_Rights_Commission_of_India) March

26, 2020 at about 9:12 pm

<sup>106</sup> A Letter (RTI) No- HRC/RTI/LAW/272/2017 dated January 18, 2018 of the Karnataka Human Rights Commission addressed to Mr. Ramesh Kumar

<sup>107</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2358](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2358)

<sup>108</sup> A Letter (RTI) No- HRC/RTI/LAW/272/2017 dated January 18, 2018 & No-HRC/RTI/LAW/29/2018 dated June 08, 2018 of the Karnataka Human Rights Commission addressed to Mr. Ramesh Kumar

<sup>109</sup> Ibid

<sup>110</sup> [https://en.wikipedia.org/wiki/National\\_Human\\_Rights\\_Commission\\_of\\_India](https://en.wikipedia.org/wiki/National_Human_Rights_Commission_of_India) March 26, 2020 at about 9:15 pm

<sup>111</sup> A Letter (RTI) Reply No- 3025/RTI/Outward No-0959/2018 Bhopal dated January 25, 2018, No- 12503/Appeal/Outward No-6079/2018 Bhopal dated 26 November, 2018, No- 15777/RTI/Outward No-11684/2018 Bhopal dated May 26, 2018,

<sup>112</sup> <http://www.mshrc.online/about-us.php>

<sup>113</sup> <http://www.mshrc.online/pdf/Data.pdf> and

<sup>114</sup> <http://www.mshrc.online/pdf/progressreport-2017.pdf>

<sup>115</sup> A Letter (RTI), First Appeal No- MSHRC/LEGAL/RTI/556 dated April 19, 2018 of the Maharashtra Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>116</sup> [https://en.wikipedia.org/wiki/National\\_Human\\_Rights\\_Commission\\_of\\_India](https://en.wikipedia.org/wiki/National_Human_Rights_Commission_of_India) March 26, 2020 at about 9:15 pm

<sup>117</sup> A Letter (RTI) No-11/1/2013-MHRC (RTI), Imphal dated January 29, 2018 of the Manipur Human Rights Commission addressed to Mr. Ramesh Kumar

<sup>118</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2362](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2362)

<sup>119</sup> No-POL./155/96/Pt.1/238 dated June 07, 2016, Shilong

<sup>120</sup> <http://164.100.149.196/mhrc/outputpublic.htm?type=M&id=15>

<sup>121</sup> A Letter (RTI) Reply No- NIL dated February 05, 2018 of the Meghalaya Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>122</sup> A Letter (RTI) Reply No- NIL dated February 05, 2018 of the Meghalaya Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>123</sup> <http://www.ohrc.nic.in/home.html>

<sup>124</sup> <http://www.ohrc.nic.in/staff.html> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2363](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2363)

<sup>125</sup> Annual Reports of the Odisha Human Rights Commission 2012-13 to 2017-18 Pages No 85,49,53,49, annexure-II for 2016-17, NIL 2017-18 respectively the aforesaid information has been furnished by E-mail to Mr. Ramesh Kumar, Gwalior (MP) on dated December 10, 2018 after held telephonic communiqué.

<sup>126</sup> Annual Report of the Odisha Human Rights Commission 2012-13 page no 86

<sup>127</sup> Ibid 2013-14 page no 51

<sup>128</sup> Ibid 2014-15 page no 53

<sup>129</sup> Ibid 2015-16 page no 49 Annexure-III

<sup>130</sup> The aforesaid information has been furnished by E-mail to Mr. Ramesh Kumar, on dated 10 December, 2018 after held telephonic communiqué as Annexure-III.

<sup>131</sup> A Letter (RTI) Reply No- 520/OHRC/OE-III-57/2017-18 dated January 19, 2018 of the Odisha Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>132</sup> A Letter (RTI) Reply No- 8950/OHRC/OE-III-57/2017-18 dated June 12, 2018 of the Odisha Human Rights Commission, addressed & received on December 10, 2018 to Mr. Ramesh Kumar by E-mail

<sup>133</sup> <http://www.pshrc.net/Home/Index>

<sup>134</sup> A Letter (RTI) Reply No- RTI-12/2018/PSHRC/2018/J-6/7098 dated February 09, 2018 of the Punjab Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>135</sup> Ibid

<sup>136</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2365](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2365)

<sup>137</sup> A Letter (RTI) Reply No- RTI/SHRC/2018/8065 dated June 27, 2018 & No-RTI/SHRC/2017/1407 dated February 07, 2018, of the Rajasthan Human Rights Commission addressed to Mr. Ramesh Kumar

<sup>138</sup> [http://rshrc.rajasthan.gov.in/Complaints\\_Statistics.aspx](http://rshrc.rajasthan.gov.in/Complaints_Statistics.aspx), <http://rshrc.rajasthan.gov.in/Complaint-Data-2014-15.pdf>

<sup>139</sup> <http://rshrc.rajasthan.gov.in/Complaint-Data-2010-11.pdf> (2010-11)

<sup>140</sup> Ibid 2011-12.pdf (2011-12)

<sup>141</sup> Ibid 2012-13.pdf (2012-13)

<sup>142</sup> <http://ssshrc.nic.in/> and by Notification No-101/HOME/2008/dated October 18, 2018

<sup>143</sup> The Annual Reports 2014-15, 2015-16, 2016-17 Page numbers 12, 31 to 32, 25 to 27 respectively of the Sikkim Human Rights Commission

<sup>144</sup> Wikipedia and <http://www.shrc.tn.gov.in/>

<sup>145</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2368](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2368)

<sup>146</sup> A Letter (RTI) Reply No- 367/SHRC/R.T.I. dated February 15, 2018 of the Tamil Nadu Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>147</sup> Ibid

<sup>148</sup> A Letter (RTI) Reply No- F.1(19)/RTI/THRC/2017/496 dated February 05, 2018 of the Tripura Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>149</sup> It has been informed over the telephonic communiqué held on dated December 08, 2018 at about 7:43 Pm by Mr. R.P. Meena IAS Retired, the Instant Member his mobile number is 9436772297 of the Tripura Human Rights Commission to Mr. Ramesh Kumar Mobile number 9319789799

<sup>150</sup> A Letter (RTI) Reply No- F.1(19)/RTI/THRC/2017/496 dated February 05, 2018 of the Tripura Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>151</sup> Notification no-2388-89 & <http://uphrc.up.nic.in/pdf/Introduction.pdf>

<sup>152</sup> [http://uphrc.up.nic.in/pdf/Yearwise\\_Complaints\\_Registered.pdf](http://uphrc.up.nic.in/pdf/Yearwise_Complaints_Registered.pdf)

<sup>153</sup> [http://nhrc.nic.in/about-us/state-commission?term\\_node\\_tid\\_depth=2372](http://nhrc.nic.in/about-us/state-commission?term_node_tid_depth=2372)

<sup>154</sup> A Letters (RTI) Reply No-8498 dated 22 January, 2018, No-8771 dated 25 May, 2018 of the Uttar Pradesh Human Rights Commission, addressed to Mr. Ramesh Kumar

<sup>155</sup> <http://ukhrc.net/>

<sup>156</sup> Ibid

<sup>157</sup> A Letters (RTI) Reply No- 9241/UKHRC Dehradun dated February 02, 2018 of the Uttarakhand Human Rights Commission addressed to Mr. Ramesh Kumar

<sup>158</sup> The First Appeal (RTI) decision (order) No- 9392/ UKHRC/RTI/ 2018 Dehradun

- 
- dated April 13, 2018
- <sup>158</sup> [https://en.wikipedia.org/wiki/West\\_Bengal\\_Human\\_Rights\\_Commission](https://en.wikipedia.org/wiki/West_Bengal_Human_Rights_Commission) 26 March 2020 at about 9:36 Pm
- <sup>159</sup> [http://www.wbhrc.nic.in/Portal\\_Daily\\_Complaint\\_from\\_2018.htm](http://www.wbhrc.nic.in/Portal_Daily_Complaint_from_2018.htm)
- <sup>160</sup> [http://www.wbhrc.nic.in/Portal\\_Suo\\_Motu\\_General\\_2018.htm#](http://www.wbhrc.nic.in/Portal_Suo_Motu_General_2018.htm#)
- <sup>161</sup> [http://www.wbhrc.nic.in/Suo\\_Motu\\_Custodial\\_Death%20portal.htm](http://www.wbhrc.nic.in/Suo_Motu_Custodial_Death%20portal.htm)
- <sup>162</sup> A Letters (RTI) Reply No- 1858/09/WBHRC-RTI/2018 dated March 26, 2018 of the West Bengal Human Rights Commission addressed to Mr. Ramesh Kumar
- <sup>163</sup> The Protection of Human Rights Act section 30 (1993)
- <sup>164</sup> Section 31 of *ibid*
- <sup>165</sup> The Preamble, Constitution of India.
- <sup>166</sup> Kumar, Ramesh. (2016). A Critical Appraisal of Human Rights Law with Special Reference to Constitution of India. *Legal Research Development (An International Referred e-Journal)* Vol.1.Issue II Dec. 2016. 55-64. doi: <https://doi.org/10.53724/lrd/v1n2.06>.
- <sup>167</sup> Kumar, Ramesh. (2016). A Critical Appraisal of Human Rights Law with Special Reference to Constitution of India. *Legal Research Development (An International Referred e-Journal)* Vol.1.Issue II Dec. 2016. 55-64. doi: <https://doi.org/10.53724/lrd/v1n2.06>.