

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS  
WRIT PETITION (CIVIL) NO(s). 211 OF 2010

JASWANT & ORS.

Petitioner(s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

(With appln(s) for directions and exemption from filing O.T.)

Date: 02/06/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI  
HON'BLE MR. JUSTICE C.K. PRASAD  
(VACATION BENCH)

For Petitioner(s) Mr.Colin Gonsalves, Sr.Adv.  
Ms.Ritu Kumar, Adv.  
Ms.Jyoti Mendiratta,Adv.

For Respondent(s) Mr.H.S.Hooda, Advocate General  
Mr.Manjit Singh, AAG  
Mr.Pallav Shishodia, Sr.Adv.

UPON hearing counsel the Court made the following  
O R D E R

Heard Mr.Colin Gonsalves, senior advocate, Mr.H.S.Hooda,  
senior advocate and Advocate General, State of Haryana, Mr.Pallav  
Shishodia, senior advocate and Mr.Manjit Singh, Additional  
Advocate General for the State of Haryana.

In compliance of the direction given by the Court on  
31.05.2010, Mr.Yudhbir Singh Khyalia, Deputy Commissioner, Sirsa  
who is holding the additional charge of Deputy Commissioner, Hisar  
has appeared in person.

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Mr.Manjit Singh has filed an affidavit of Mr. Yudhbir Singh  
Khyalia.

We have perused the affidavit of Mr.Yudhbir Singh Khyalia, in  
which the deponent has given details of the measures taken by the  
State Government for providing relief to the families of Balmikis  
who were compelled to leave their village.

For the time being, we do not want to make any comment on the  
measures taken by the State of Haryana for providing monetary and

other reliefs to the victims of the incident which occurred on 21.04.2010 in village Mirchpur.

Mr.H.S.Hooda, learned Advocate General gave out that most of the families which had migrated from the village in the wake of the incident which occurred on 21.04.2010 have returned. This has been disputed by Mr.Colin Gonsalves who stated that large number of families are still living in Balmiki temple at Panchkuian Road, Delhi.

Mr.H.S.Hooda, learned Advocate General gave out that in all 18 houses belonging to the members of the Balmiki community were damaged in the incident of 21.04.2010 and the State administration will build new houses for them under the Indira Avas Yojna within a period of next 60 days.

Mr.Hooda further stated that one member of each family, which had earlier migrated due to the incident of 21.04.2010 will be provided employment under NAREGA and/or other State schemes till the next date of hearing.

In our view, the assurance given by the learned Advocate

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General may bring some succour to the families which have suffered in the incident of 21.04.2010.

Mr.Yudhbir Singh Khyalia who is present in the Court is directed to personally visit Balmiki Mandir, Panchkuian Road and ascertain the exact number of Balmiki families of Mirchpur village which are living in the temple. On the basis of his assessment, Mr.Yudhbir Singh Khyalia should file an additional affidavit in this Court within a period of four weeks.

Learned Advocate-General should depute a team of two advocates of his office who shall, within next four weeks, visit village Mirchpur and Balmiki Mandir, Panchkuian Road, Delhi and submit a comprehensive report incorporating therein the background in which the incident took place, the steps taken by the State administration to provide relief and rehabilitation to the families of Balmiki and also suggest the measures for re-settlement of the families, who have suffered in the incident of

21.04.2010.

List the case on 19.07.2010.

(Satish K.Yadav)  
Court Master

(Phoolan Wati Arora)  
Court Master