

The Orissa Gazette



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HOME DEPARTMENT

NOTIFICATION

The 20th June 2006

SUBJECT: Scheme for surrender and rehabilitation of Left Wing Extremists.

S.R.O.No.359/2006—The State Government have always been trying to improve the socio-economic condition of the people living in the area, where the unlawful activities of the Communist Party of India (Maoist) and its front organisations are going on. It has been considering for some time past to wean away the misguided youths, who have joined such organisations and bring them back to mainstream.

2. After careful consideration, the State Government have been pleased to approve a scheme to encourage surrender of the misguided persons, who have joined the above mentioned organisation and also to rehabilitate them. Accordingly, the "Scheme for Surrender and Rehabilitation of Left Wing Extremists" is hereby notified, as enclosed in the Annexure to this notification.

[No.2756/C.]

By order of the Governor

SANTOSH KUMAR
Principal Secretary to Government

SCHEME FOR SURRENDER AND REHABILITATION OF LEFT WING EXTREMISTS.

Objectives: Primary objective of the Scheme is to contain violence by the Left Wing Extremist by weaning away the misguided persons, who have drifted to the extremists fold. It is also the objective to ensure that after they have been brought back to mainstream, they would not revert back to extremism.

1.1. Definition:

"Left Wing Extremists" means the association declared as unlawful by the State Government under section 16 of the Indian Criminal Law Amendment Act, 1908.

2. Eligibility:

2.1. The Scheme is applicable only to those militants / extremists, who either have criminal record or known to be important office bearers of the militant organizations and are willing to surrender with fire arms.

2.2. Every surrendered extremist, to become eligible for assistance for rehabilitation, should satisfy the following criteria also.

- (a) He should reveal the real names and identity of the activists / members / associates in the militant organisation.
- (b) He should reveal the names of financers, harbourers, couriers, etc. and other details of the organisation.
- (c) He should make a clear confession of all the criminal acts committed by him. He should give all the relevant details of the violent incidents he had participated in, like, the names of planner, names of other participants, the fire arms/ammunition or the property looted, distribution of arms and disposal of the property, etc.
- (d) He should make public statement of his voluntary surrender through the media.

3. An extremist can surrender before the District Magistrate / Superintendent of Police Sub-Divisional Magistrate (SDM) / S.D.P.O./ Circle Inspector / Inspector In-Charge or Officer In-Charge of a Police Station. The Officer, on receiving the surrenderee, shall forward him to the local Police Station for initiating legal action or to a Rehabilitation Camp / Center till his resettlement scheme is worked out.

4. **Screening Committee:** Each surrenderee will be screened by a Committee, comprising District Magistrate, Superintendent of Police and a representative of the Intelligence Department, to be nominated by Director, Intelligence, for accepting the surrender.

5. There shall be a District Rehabilitation Committee for surrendered extremists in each District comprising the District Magistrate, Superintendent of Police, Chair-person of the Zilla

(ii)

Parishad and a representative of the local Co-operative Bank. District Superintendent of Police will be the Convener of the Committee meetings. Rehabilitation Committee will prepare the Rehabilitation Package for each surrendered extremists by considering the following aspects:

- (i) Socio-economic background of the extremist.
- (ii) His age.
- (iii) His general education and technical qualification.
- (iv) His preference for the kind of rehabilitation.
- (v) Viability of the rehabilitation package in his case.

6. After the surrenderee has been thoroughly debriefed and examined, the District Rehabilitation Committee shall forward his Rehabilitation Package to the State Government through the Director General & Inspector General of Police.

7. The Rehabilitation Package will consist of one or more of the following:

- (i) Payment upto Rs.10,000/- on acceptance of surrender to the surrendered extremist to meet his immediate need.
- (ii) Payment upto Rs.20,000/-, for surrendering with the arms in working condition, live ammunition and explosives, calculated at the following rates.

Sl. No.	Type of firearms / explosives.	Amount of Reward per piece.
1.	Rocket launcher / LMG /Sniper Rifle /heavy weapon.	Rs.15,000.00
2.	AK-47 / AK-56 or INSAS Rifles	Rs.10,000.00
3.	303 Rifles / Pistols / Revolvers	Rs. 5,000.00
4.	Remote Control Devices	Rs. 3,000.00
5.	Rockets	Rs. 1,000.00
6.	Grenades / Hand Grenades	Rs. 500.00
7.	Wireless Sets	Rs. 5,000.00
8.	IEDs	Rs. 3,000.00
9.	Explosive material (Per Kg.)	Rs. 1,000.00
10.	Ammunition (Per Item)	Rs. 10.00

- (iii) A Homestead plot of land, not exceeding four decimals to construct a house.
- (iv) House building grant not exceeding Rs.25,000/-.
- (v) Free medical treatment in Government Hospitals within the State.
- (vi) Cost of fees and text books for study up to High School.
- (vii) If the surrenderee carries on his head the Reward Money, declared for his arrest or apprehension, the same shall be given to him on surrender.

(iii)

(viii) Incentive of Rs. 15,000/- for marriage, if there is no surviving spouse. This amount will be paid either at the time or after the marriage has been solemnised.

(ix) Assistance to avail a loan up to Rs. 2,00,000/- by a Co-operative Bank/Nationalised Bank for starting a business/occupation or for self-employment. 25% of loan amount, not exceeding Rs. 50,000/- in each case, shall be paid by the Government as subsidy after repayment of 75% of the loan and up-to-date payment of interest, but not before the completion of 2 years from the date of availing the loan and after verification of reasonable utilisation of loan for a sustainable livelihood.

8. The Government in Home Department will finally approve the rehabilitation package.

9. The accrued assets shall automatically be forfeited to the State Government or the Bank (if loan is not repaid), in case the surrenderee reverts back to extremist activities. These assets shall also be forfeited, if he is found to be secretly assisting the other extremists. Decision of the Government, whether he is secretly assisting or not, shall be final and cannot be questioned.

10. The surrenderee will be proceeded against for heinous criminal charges pending against him, in accordance with the provisions of Law. Steps will be taken to withdraw the cases relating to minor offences.

11. Reference to 'he' or 'his' above shall mean 'she' or 'her' also.

12. Husband and wife both shall be taken as one unit for sanction of the rehabilitation package, whether they surrender together or separately, except for the purpose of payment for surrender of arms, live ammunition, explosives etc. mentioned in the table of Para. 7(ii) above, and for the payment of reward on their heads declared, if any.

13. State Government may review the working of this Scheme annually and may modify its provision as considered necessary.