

**REPORT ON THE VISIT OF THE SIX (6) MEMBERS COMMITTEE IN
COMPLIANCE OF THE DIRECTION OF THE HON'BLE NGT (PB)
ORDER IN O.A NO 274/2023 DATED 21-04-2023**

Introduction:

Based on a media report regarding death of one Pranjal Moran and recovery of his body from a rat hole mine in the mining area of M/s North Eastern Coal Field, Coal India Ltd., Margherita in the district of Tinsukia, the Hon'ble NGT took a suo moto case (274/2013) and vide its order dtd. 21-04-2023 the Hon'ble NGT constituted a joint Committee comprising of CPCB, State PCB, MoEF&CC Regional Officer, Deputy Commissioner-Tinsukia, Nominee of Coal India Ltd. and IIT-Dhanbad. The NGT also desired that the CPCB and SPCB will be the Nodal department in the Committee to execute the mandates of the order.

As a follow up action, Pollution Control Board, Assam communicated with CPCB, MoEF&CC, IIT-Dhanbad, Deputy Commissioner of Tinsukia District and General Manager – NEC regarding constitution of the Committee vide letter dtd. 09.05.2023. With the nomination received from the various departments, a six (6) members Committee was constituted with the following members:

1. Ms Imtiena Ao, IFS, Deputy Director-General of Forest (Central), Integrated Regional Office, Guwahati- Chairman of Committee.
2. Sri Mantu Choudhury, Regional Director, Central Pollution Control Board, Shillong.
3. Prof. V. K. Sinha, Department of Mining Engineering, IIT (IZSM), Dhanbad, Jharkhand.
4. Deputy Commissioner, Tinsukia District
5. Sri S.P. Dutta, General Manager, North Eastern Coal Field (NEC), Margherita.
6. Dr. Shantanu Kumar Dutta, Member Secretary, Pollution Control Board, Assam.

The Committee held its first meeting on the 10th of May 2023 at 2.30 PM in hybrid mode, which was chaired by Ms. Imtiena Ao, IFS, Deputy Director-General of Forest (Central), Integrated Regional Office, Guwahati.

The Committee had its 2nd meeting at Margherita on the 19th of May 2023 and subsequently undertook a joint visit on the same day to the Tirap open cast mine (Photo-I & II) and the Site from which the dead body of Sri Moran was recovered. The team was also accompanied by the Sub-Divisional Magistrate (Civil) of Margherita Sub Division (Smt. Preeti Kumari, IAS) and the Sub-Divisional Police Officer (Sri Hemanta Kumar Boro, APS).

The Committee, during visit to the spot from where the body of the deceased Pranjal Moran was allegedly recovered, observed that the spot was located in Tirap Colliery and within the lease area of NEC. The GM, NEC, Coal India Limited, Margherita informed that mining operation in the mine had been under suspension for long. However, NEC has applied for Environmental Clearance and Forest Clearance for further mining activities.

m/s 43

2.0 Observation of the site:

The NEC suspended the coal mining activities in the Tirap open cast mines since June, 2020. During the visit, the mining area was observed without any operation. However, smoke due to natural coal fire was seen coming out from the exposed coal seams in the Tirap open cast mine pit (**Photo-II**).

The spot, where the deceased body was stated to be found, was seen as a rat hole mine (**Photo -III & IV**). The area is within the leasehold of North Eastern Coal Field. The GM of the NEC, who was accompanying the team, stated that NEC do not carry out rat hole mining activities. Miscreants or illegal miners probably had carried out the rat hole mining clandestinely in that spot.

The General Manager, NEC has informed the Committee that the mining lease area under Tirap Colliery is quite large and as such, when the mining operation in the Colliery was not being continued, it was not possible for NEC to hire armed security force to secure the entire area. NEC have hired DGR sponsored unnamed security personal and presently they have been guarding the area. The entry points to the Tirap mine have been provided with barbed wire fencing and gate. The mining lease area being in hilly terrain with steep contour, it is very difficult to provide full proof security in the whole area. It is also confirmed that illegal mining are being carried out by organised gangs and mining workers involved in such mining activities make their way to the exposed coal seams through the hilly terrain and avoid the secured entry points.



Photo -I



Photo -II

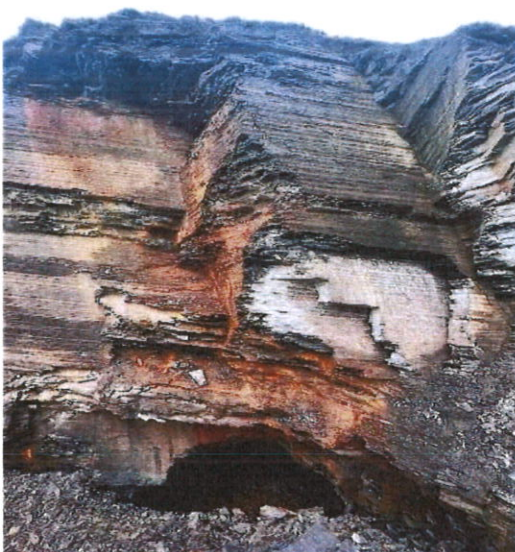


Photo -III



Photo -IV

मिडिया विंग

3.0 Police Action:

The Sub-Divisional Police Officer Sri Hemanta Kumar Boro, APS informed the Committee members that the body of the deceased, allegedly to be of Pranjal Moran, was found in the site after many days of the death of the victim. The body was completely decomposed, and only few bones of the deceased could be found inside a poly bag, which was assumed to be dumped in the rat hole by unknown person. The police, during investigation, arrested numbers of people allegedly to be involved in the crime. The search operation for recovery of the body was started from the 14th of February, 2023 but no immediate success could be achieved. The operation for recovery of the body went on till the 7th of April, 2023, when all the accused, apprehended already, identified the spot and the body could be recovered in a poly bag. The detail investigation report is enclosed for ready reference.

The Committee however could not contact the wife of the deceased Pranjal Moran, who lives somewhere near Tinsukia.

4.0 Financial and other helps from Government:

The Sub-Divisional Magistrate, Ms. Preeti Kumari, IAS informed the Committee that no direct financial aid was provided to the family of the deceased, However, the family members are availing the benefits under the schemes like Arunoday and free rice under BPL card. The NEC authority also confirmed that they had no such provision of offering any financial benefits to any victim of such incident for which they are not responsible, neither the person was an employee of NEC.

5.0 Death of more illegal coal miners:

Another news item was published on 9th June, 2023 in one of the Assamese News Daily, namely 'Niyomiya Barta' about death of two more coal miners allegedly involved in illegal coal mining. Member Secretary, PCBA communicated with the SDPO, Margherita Division vide letter dated 12th June, 2023 seeking details of the incident.

SDPO vide its letter dated 25th July, 2023 submitted a detail report and confirmed the death of one Noren Phukan, age 24 years during illegal coal mining. The report received from the SDPO is enclosed (Annexure I).

mrj 43
14/08/2023

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অসম চৰকাৰ

Govt. of Assam

আৰক্ষী অধীক্ষকৰ কাৰ্যালয় :: তিনিচুকীয়া :: অসম ::

OFFICE OF THE SUPERINTENDENT OF POLICE, TINSUKIA, ASSAM

Email id: sp-tinsukia@assampolice.gov.in

Phone No. 0374-2331468

Memo No.TSK/CRIME/97/2023/ 2450

Date: - 19.04.2023

To

The Deputy Commissioner,
Tinsukia, Assam.

Subject : Submission of report -regarding.

Reference : DC's Office, Tinsukia L/No. TMJ.16/2023/6 dated 12.04.2023

Sir,

With reference to the subject cited above, I have the honour to submit the detail report in connection with the news item published in the newspaper *The Indian Express* dated 08-04-2023 titled "In Assam, a mining death and a woman's 3 months fight to find husband's body" here as under :

On receipt of the complaint from Smti Urbashi Moran an FIR has been registered vide Margherita PS Case No 40/2023 u/s 120(B)/304/379 IPC r/w Sec 3 of PDPP Act.

I/O :- (1) SI(P) Bhabesh Roy of Ledo OP
(2) Inspr(UB) Pratap Gogoi, O.C. Margherita PS.

Brief of the case:- On 06/02/2023 at 06:25 PM informant Smti Urbashi Moran, age 24 Years, W/o-Late Pranjal Moran of Makum Hukani Gaon, P.S-Bordubi, Dist - Tinsukia, Assam lodged an ejahar stating that on 06/01/2023 the informant's husband Pranjal Moran came from home to work as labourer at Ledo Plantation No.6 being employed by Raja, Kamal Sai and B. Ganesh. On 22/01/2023 at about 08:00 AM, Pranjal Moran called the informant with the mobile phone of a fellow worker, a resident of Barali village, Kakopather and said that he would be home on January 14 and not to worry if he did not reach home.

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Suddenly, the informant learnt that 2 (two) people died in a Ledo Coal Mine on 01/02/2023 and accordingly the family member of the informant came to the Ledo working place with photographs to inform the owners. On 02/02/2023 at about 08:00 AM one Shri Hiren Gogoi @ Moon called the informant and went to the informant's home and told her that, her husband Pranjal Moran died while on duty at his working place. On the same day the family member of the informant met the manager, guards, and owners of the coal mine in which Pranjal Moran worked and questioned them about the incident and they admitted that Pranjal Moran was working with them. At that time a man present there said that he took the Aadhaar Card of her husband Pranjal Moran while he was working. In this regard the informant conveyed to her that Raja, Kamal Sai and B. Ganesh had killed her husband by making him work in a dangerous manner. Hence the case.

The case was initially endorsed to SI(P) Bhabesh Roy and later on the case has been re-endorsed to Inspr(UB) Pratap Gogoi, O.C Margherita PS for investigation.

Action taken by the I/O:

1. I/O visited the P.O and drew up a sketch map of the P.O.
2. I/O Examined the complainant and witnesses of the case.
3. I/O has searched the house of Kamal Sai, Raja Gowala, Bctab Mali, Tota Sagar Mali @ Jugnai , Krishna Tossa, Sanjay Mura @ Kasu, Dattakron Tanti and Rubul Phukan but they were not found in their respective houses.
4. On 14/02/2023 the IO had arrested 6 persons namely: 1) Sri Subhash Basumatary, Age 65 years, S/o-Late Kala Basumatary of 2 no Mahilapara, Rauta, P.S-Rauta, Dist- Udalguri, Assam, 2) Sri Anup Sonowal @ Kolaguti, Age 22 years, S/o Sri Chandra Kumar Sonowal of Kolabari, P.S- Tangana, Dist- Tinsukia, Assam, 3) Sri Anup Neog, Age 24 years, S/o Late Kushal Neog of Bor Ali, P.S-Kakopathar, Dist- Tinsukia, Assam. 4) Sri Sujan Tanti @ Sonbhai, Age 26 years, S/o-Sri Rajesh Tanti of Ledo Bagan 6 no line, P.S-Margherita, Dist- Tinsukia, Assam, 5) Sri Bir Bahadur Thapa @ Sanu Thapa, Age 24 years, S/o-Sri Purna Bahadur Thapa of Saliki Gaon, P.S-Margherita, Dist - Tinsukia, Assam, 6) Sri Rajesh Tanti @ Sonu Tanti, Age 19 years, S/o-Late Harjan Tanti of Saliki Basti, 7 no, P.S- Margherita, Dist - Tinsukia, Assam and forwarded to Judicial Custody.

5. On interrogation it was learnt that the above 5 persons (Sl. No. 2 to 6) have helped in disposing the dead body of Late Pranjal Moran in a coal mine located at Tirap colliery. Two persons, Sri Bir Bahadur Thapa @ Sanu Thapa and Sri Rajesh Tanti @ Sonu Tanti confessed that they had helped in disposing the dead body of Pranjal Moran at 6 No Tower Bench at Ledo in a rat hole mine. On 14th Feb 2023 the two persons were asked to lead to the place where they had disposed the dead body of Pranjal Moran and a team consisting of SDPO (Margherita), I/C Ledo OP and staff, Circle Officer Runal Nath, Executive Magistrate Pronamika Konwar and Coal India Limited officers Sri Binod Bihari Sahoo and Sri Samiran Gogoi went to the place located at Tirap colliery. Since the rat hole mine was filled with debris, the agent of Coal India Ltd. was asked to bring an excavator and accordingly, the place was dug up and the rat hole mine was discovered. The entire process of digging up the rat-hole has been video-recorded. Because of the unscientific manner of mining, non-availability of air-testing tools as well as the steepness of the rat-hole, Sri Binod Bihari Sahoo, the Coal India Ltd agent, expressed his views that it is not-permissible to enter the said rat-hole mine as it may endanger human life and it is also not permissible to enter such mine according to Mines and Minerals Act.
6. On 14/02/2023 the I/C, Ledo OP along with staff and NEC, Margherita used a combination loader (JCB type) to recover the body of deceased Pranjal Moran in presence of Executive Magistrate cum Circle Officer, Sri Runal Nath, ACS, Executive Magistrate, Miss Pronamika Konwar, ACS, Sri Saundarjya Prashad Dutta, General Manager, NEC, Margherita, Sri Manash Pratim Dutta, Engineer, NEC, Margherita, Sri Binod Bihari Sahoo, Agent, Tirap Colliery and Sri Samiran Gogoi, Agent, Tirap Colliery.
7. On 16/02/2023 the I/C, Ledo OP along with staff NEC, Margherita used a combination loader (JCB type) to recover the body of deceased Pranjal Moran in presence of Executive Magistrate, Miss Runjun Borah, ACS, Executive Magistrate, Miss Pronamika Konwar, ACS, Sri Saundarjya Prashad Dutta, General Manager, NEC, Margherita, Sri Manash Pratim Dutta, Engineer, NEC, Margherita, Sri Binod Bihari Sahoo, Agent, Tirap Colliery and Sri Samiran Gogoi, Agent, Tirap Colliery.
8. On 17/02/2023, the I.O. of the instant case along with police staff and NEC, Margherita used a combination loader (JCB type) to recover the body of deceased Pranjal Moran in presence of Executive Magistrate, Miss

Runjun Borah, ACS, Sri Saundarjya Prashad Dutta, General Manager, NEC, Margherita, Sri Manash Pratim Dutta, Engineer, NEC, Margherita, Sri Binod Bihari Sahoo, Agent, Tirap Colliery and Sri Samiran Gogoi, Agent, Tirap Colliery.

- 9. On 18/02/2023 the I.O. of the instant case along with police staff and NEC, Margherita used a combination loader (JCB type) to recover the body of deceased Pranjal Moran in presence of Executive Magistrate, Miss Pronamika Konwar, ACS, Sri Saundarjya Prashad Dutta, General Manager, NEC, Margherita, Sri Manash Pratim Dutta, Engineer, NEC, Margherita, Sri Binod Bihari Sahoo, Agent, Tirap Colliery and Sri Samiran Gogoi, Agent, Tirap Colliery.
- 10. On 19/02/2023, the I.O. of the instant case along with police staff and NEC, Margherita used a combination loader (JCB type) to recover the body of deceased Pranjal Moran in presence of Executive Magistrate cum Circle Officer, Margherita, Sri Runal Nath, ACS, Sri Saundarjya Prashad Dutta, General Manager, NEC, Margherita, Sri Manash Pratim Dutta, Engineer, NEC, Margherita, Sri Binod Bihari Sahoo, Agent, Tirap Colliery and Sri Samiran Gogoi, Agent, Tirap Colliery.
- 11. On 20/02/2023 the I.O. of the instant case along with police staff and NEC, Margherita used a Back Hoe Excavator to recover the body of deceased Pranjal Moran in presence of Executive Magistrate, Margherita, Sri Sidhartha Sonowal, ACS, Sri Saundarjya Prashad Dutta, General Manager, NEC, Margherita, Sri Manash Pratim Dutta, Engineer, NEC, Margherita, Sri Binod Bihari Sahoo, Agent, Tirap Colliery and Sri Samiran Gogoi, Agent, Tirap Colliery.
- 12. On 21/02/2023 the I.O. of the instant case along with police staff and NEC, Margherita used a Back Hoe Excavator to recover the body of deceased Pranjal Moran in presence of Sri Saundarjya Prashad Dutta, General Manager, NEC, Margherita, Sri Manash Pratim Dutta, Engineer, NEC, Margherita, Sri Binod Bihari Sahoo, Agent, Tirap Colliery and Sri Samiran Gogoi, Agent, Tirap Colliery.
- 13. On 27/02/2023 the IO had arrested 4 persons namely: 1) Sri Raja Gowala, Age 24 years, S/o-Sri Arun Gowala of Ledo T.E. 6 No line, P.S-Margherita, Dist- Tinsukia, Assam, 2) Sri Betab Mali, Age 33 years, S/O Sri Jogindar Mali of Ledo T.E. 6 No line, P.S-Margherita, Dist- Tinsukia, Assam

3) Sri Rubul Phukan, Age 48 years, S/O Late Tongkeswar Phukan of Ledo T.E. 6 No line, P.S-Margherita, Dist- Tinsukia, Assam and 4) Sri Dattakron Tanti, Age 30 years, S/O-Late Benu Tanti of Ledo T.E. 6 No line, P.S-Margherita, Dist- Tinsukia, Assam and forwarded to Judicial Custody.

14. On 23-03-2023, the accused person namely Totasagor Mali @ Jugnai, S/O- Late Satrugan Mali of Ledo TE 6 No. Line, PS- Margherita, Dist- Tinsukia, Assam, obtained an anticipatory bail from the Hon'ble Court and he appeared at the Ledo OP and examined him in connection with the case.

15. On 25-03-2023 the accused person namely Kamalsaya Kujur @ Kamal Sai, Age 24 years S/O - Sri Zirkur Kujur of Ledo TE 6 no Line, P.S. - Margherita, Dist. - Tinsukia, Assam, obtained anticipatory bail from the Hon'ble court and he appeared at the Ledo OP and the IO examined him and recorded his statements in connection with the case.

16. As mentioned in the statement of the accused person namely Betab Mali, Raja Gowala, Rubul Phukan and Data Karan Tanti, the accused person Sri Ruksai Kujur, Age 24 years S/O - Sri Zirku Kujur of Ledo TE 6 no Line, P.S. - Margherita, Dist. - Tinsukia, Assam was found involved in the case and after examining him and recording his statement he was arrested in connection with the case and produced before the Hon'ble Court and as requested, 2 days police remand of the accused person was given by the Hon'ble Court.

17. From the statement of the accused persons namely Betab Mali, Raja Gowala, Rubul Phukan and Data Karan Tanti, the accused person namely Sri Sujan Pahariya @ Babu @ Pandit, Age 29 years, S/O - Kusha Pahariya of Ledo TE 6 no Line, PS - Margherita, Dist. - Tinsukia, Assam was found complicit in the commission of the crime and after examining him and recording his statement he was arrested in connection with the case and produced before the Hon'ble Court and as requested, 2 days police remand of the accused person was given by Hon'ble Court.

18. On 02-04-2023, a police team comprising of I/C, Ledo OP and staff in collaboration with Fire & Emergency Service, Assam and SDRF, Assam, the operation of recovering the body of the victim Pranjol Moran was started.

19. On 03-04-2023, the search operation at Tirap colliery for recovery of the deceased Pranjal Moran's body was continued under the supervision of Hon'ble IGP (NER) with the help of SDRF, Assam and F& ES (Assam) but the body could not be recovered on that day. On completion of Police remand of Sri Ruksai Kujur and Sri Sujan Pahariya @ Babu @ Pandit they were forwarded to the Hon'ble Court.
20. On 04-04-2023, one person who was found to be involved in the commission of the crime in the instant case, namely Krishna Tossa S/O - Hari Tossa R/O - Ledo T.E. 6 no line was apprehended at Margherita near SDJM Court and he was arrested and as requested 3 days police remand was given by Hon'ble court. He had confessed that he along with other four persons, namely Junti Gogoi, Kasu Mura, Sanu Thapa and Sunu Tanti cojointly had concealed one dead body at Tirap colliery. They were paid rupees 50000/- by Kamal Sai, Sujan Paharia, Raja, Rubul, Jugnai, Betab(all are of Ledo TE 6 No line). Out of Rs. 50000/- he got Rs. 8000/- for doing the same.
21. On 06-04-2023 the I/O with Ledo OP staff proceeded to Tirap colliery along with Krishna Tossa who was brought on three days police remand for showing the place where he along with his associates has concealed the dead body of Pranjal Moran. On the same day, other co-accused namely (1) Gopinath Gogoi @ Junti S/O - Dibya Gogoi R/O - Mout Ghat Matiakhana P.S - Bordubi and (2) Sanjoy Mura @ Kasu S/O Lt. Sukuram Mura R/O - Ledo TE 6 no line were arrested in connection with the instant case.
22. On 07-04-2023 the I.O. along with police staff proceeded to Tirap colliery and continued the search operation in the rat hole mine where all arrested accused persons had pointed out where the body of Pranjal Moran was concealed. In the presence of Hon'ble IGP (NER), one poly bag from that rat-hole mine was recovered wherein one human body in decomposed condition was found. After observing all formalities, the remains of the body were sent for Post-mortem examination to the Tinsukia Civil Hospital. On the same day after observing all formalities, the body of the deceased was handed over to his family members.
23. On 09-04-2023 the blood samples of deceased Pranjal Moran's father namely Deben Moran was collected and medically extracted exhibits from the dead body were sent to FSL for DNA profiling.

24. On 12-04-2023 the I/O collected the P.M. report of Pranjal Moran where the doctor has opined that "Opinion as to cause of death is not known and manner of death is undetermined due to advance decomposition of the body".

The following are the name and address of the accused persons arrested so far :

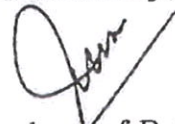
- (i) Sri Subhash Basumatary, Age 65 years, S/O - Late Kala Basumatary of 2 No. Mahilapara, Rowta, P.S. - Rowta, Dist. - Udalguri, Assam.
- (ii) Sri Anup Sonowal @ Kolaguti, Age 22 years, S/O - Sri Chandra Kumar Sonowal of Kolabari, P.S. - Tangana, Dist. - Tinsukia, Assam.
- (iii) Sri Anup Neog, Age 24 years, S/O - Late Kushal Neog of Bor Ali, P.S. - Kakopathar, Dist. - Tinsukia, Assam.
- (iv) Sri Sujan Tanti @ Sonbhai, Age 26 years, S/O - Sri Rajesh Tanti of Ledo Bagan 6 no line, P.S. - Margherita, Dist. - Tinsukia, Assam.
- (v) Sri Bir Bahadur Thapa @ Sanu Thapa, Age 24 years, S/O - Sri Purna Bahadur Thapa of Saliki Gaon, P.S. - Margherita, Dist. - Tinsukia, Assam.
- (vi) Sri Rajesh Tanti @ Sonu Tanti, Age 19 years, S/O - Late Harjan Tanti of Saliki Basti, 7 no, P.S. - Margherita, Dist. - Tinsukia, Assam.
- (vii) Sri Raja Gowala, Age 24 years, S/O - Sri Arun Gowala of Ledo T.E. 6 No. Line, PS - Margherita, Dist. - Tinsukia, Assam.
- (viii) Sri Betab Mali, Age 33 years, S/O - Sri Jogindar Mali of Ledo T.E. 6 No. Line, PS - Margherita, Dist. - Tinsukia, Assam.
- (ix) Sri Rubul Phukan, Age 48 years, S/O - Late Tongkeswar Phukan of Ledo T.E. New Line, PS - Margherita, Dist. - Tinsukia, Assam.
- (x) Sri Data Koron Tanti, Age 30 years, S/O - Late Benu Tanti of Ledo T.E. 6 No. Line, P.S. - Margherita, Dist - Tinsukia, Assam.
- (xi) Sri Ruksai Kujur, Age 24 years S/O - Sri Zirku Kujur of Ledo TE 6 no Line, P.S. - Margherita, Dist - Tinsukia, Assam
- (xii) Sri Sujan Pahariya @ Babu @ Pandit, Age 29 years S/O - Kusha Pahariya of Ledo TE 6 no Line, P.S. - Margherita, Dist. - Tinsukia, Assam.
- (xiii) Krishna Tossa S/O - Hari Tossa R/O - Ledo T.E. 6 no line, P.S. - Margherita, Dist. - Tinsukia, Assam.
- (xiv) Gopinath Gogoi @ Junti S/O - Dibya Gogoi R/O - Mout Ghat Matiakhana P.S - Bordubi, Dist. - Dibrugarh Assam.
- (xv) Sanjoy Mura @ Kasu S/O LI. Sukuram Mura R/O - Ledo TE 6 no line, PS Margherita, Dist. - Tinsukia, Assam.

The following are the accused persons who took anticipatory bail:

1. Totasagor Mali @ Jugnai, S/O- Late Satrugan Mali of Ledo TE 6 No. Line, PS- Margherita, Dist- Tinsukia, Assam.
2. Kamalsaya Kujur @ Kamal Sai, Age 24 years S/O – Sri Zirkur Kujur of Ledo TE 6 no Line, PS – Margherita, Dist – Tinsukia, Assam.
3. B. Ganesh S/O–B. Araiya R/O Ledo Itakhola Market Line, PS – Margherita, Dist – Tinsukia, Assam.

At present, the instant case is pending for further investigation.

Yours faithfully,



Superintendent of Police,
Tinsukia, Assam.

Memo. No. 8000 MRGT/94/23

Dated - 25-07-2023

To

Dr. Shantanu Kr. Dutta
Member Secretary
Pollution Control Board, Assam
Bamunimaidam, Guwahati-21.

*MEE (US)
PR-process.
Shanta
01/08*

Sub : Submission of Detail report.

Ref : Margherita P.S Case No. 139/23 U/S 379/304 IPC, R/W Section 3 of PDPP Act
(Memo No PCBA/LGL/168-2023/NGT/668 dated 12th June 2023)

Sir,

With reference to the subject cited above, I have the honour to submit herewith the detailed report of Margherita P.S Case No. 139/23 U/S 379/304 IPC R/W Section 3 of PDPP Act which is as follows :

On 08/06/2023 complainant Sri Romen Phukan, S/o - Sri Rupeswar Phukan of Ledo Itakhula, Kunda Line, P.S - Margherita, Dist - Tinsukia, Assam lodged an ejahar at Ledo O.P stating that his brother namely Noren Phukan, age 24 years, S/o - Sri Rupeswar Phukan of Ledo Itakhula, Kunda Line, P.S - Margherita, Dist - Tinsukia, Assam and he was working in an unidentified Coal Mine for about six or seven years. Yesterday, on 07/06/2023 he supposedly died because of a landslide while he was working in a Coal Mine. In this regard a case has been registered at Margherita P.S Vide Margherita P.S Case No. - 139/23 U/S 379/304 IPC R/W Sec 3 of PDPP Act and investigated into.

During course of investigation self along with staff rushed to P.O i.e in a remote forest area which is situated at Ledo Tirap Colliery Hill Top area, under Margherita P.S, close to the Assam Arunachal border, where the dead body was recovered by the family members along with other local public. During the investigation no one was available to identify the place of occurrence. During course of investigation, it is learnt that the deceased was rescued from an illegal coal mine by unidentified persons and no one could locate the rescuers during the PO visit and witnesses' interrogation. Later, the inquest of the dead body of Noren Phukan @ Pani Phukan @ Dou was done by Executive Magistrate, Margherita and sent to Civil Hospital, Tinsukia, Assam for holding Post Mortem. After P.M examination the dead body handed over to family member. It is pertinent to mention that only one person has been reported as dead from their family members.

On 24-07-2023, the Post-mortem examination report has been received which opines that the death of Naren Phukan has occurred "death was due to asphyxia as a result of traumatic compression over body by bulky objects". The instant case is ready for disposal.

Submitted for favour of your kind perusal.

Enclosures:

1. Photocopy of FIR, GD Entry and Cause of death in PM report.

*M. Nork
Rubi*

Pollution Control Board, Assam

Receipt No. 2935

Date 31/7/23

Signature *Pad*

Yours faithfully,

Shanta
SUB-DIVISIONAL POLICE OFFICER

MARGHERITA, ASSAM

DATE 25-07-2023

*Shantanu (LA)
Put up P
D
2/8/23*

FIRST INFORMATION REPORT
(Under Section 154 Cr. P.C.)

1/0

(30)

1. District: Tinsukia, P.S. Margherita, Year 2023, F.I.R. No. 139, Date 8/6/23.

2. Offence: IPC, Section 304

3. Offence: Section

4. Offence: Section

5. Other Acts & Section

6. General Duty Reference Entry No. Ledo op. G.D. No. 134 D.I. 8/6/23 Time 3:15 AM.

7. Occurrence of Offence Day: Wednesday, Date: 7/6/23, Time: Not noted.

8. Information received Date: 8/6/23, Time: 8:10 AM, G.D. No. 139 at the Police Station

9. Type of Information: Written/Oral, Written

10. Place of Occurrence: (a) Direction and Distance from P.S.: Not noted

(b) Address: Not noted

Beat No.

11. In case outside limit of this Police Station then the name of P.S.

District

12. Complainant/Information:

a) Name: Sri Romen Prukon

b) Father's/Husband's Name: Sri Rupeswar Prukon

c) Date/Year of Birth: 18-12-1983

d) Nationality: Indian

e) Passport No. Date of issue Place of issue

f) Occupation: Rly. Private Service

g) Address: Ledo, Etakhola, Konda line

P.S. Margherita, Dist: Tinsukia Assam

M.No - 8723089120

13. Details of Known / suspected / unknown accused with full particulars: Not noted.

8. Reasons for delay in reporting by the Complainant/Informant.....

As per FIR

9. Particulars of properties stolen/involved. (Attach separate sheet, if reqd.)

10 *Total value of properties stolen / involved.....

11 *Inquest report / U.D. Case No. if any.....

12 F.I.R. contents : (Attach separate sheets, if reqd.)

Original FIR enclosed herewith

13. Action taken: Since the above report reveals commission of offence (s) w/s as mentioned at item

No.2 registered the case and took up the investigation / directed* SI Jyotish Phukan

Will investigate the case.

take up the investigation / transferred to P.S.

F.I.R. read over to the Complainant / Informant admitted to be correctly recorded and a copy given to the

Complainant / Informant free of cost.

Pratap Gogoi

INSPECTOR
OFFICER IN CHARGE
Margherita Police Station
Police Station, Tinsukia, Assam

*Name Pratap Gogoi

*Rank Insp. of Police

Number, if any.....

Romen Phukan

Signature/Thumb impression of the Complainant / Informant

Received and registered vide Margherita PS case No 139/2023 u/s
379/304 IPC, ^{R/o Sec 3 of PPP Act.} SI Jyotish Phukan will investigate the
case.

Pratap Gogoi

INSPECTOR
OFFICER IN-CHARGE
Margherita Police Station
Margherita, Tinsukia, Assam
Dt. 08/06/2023

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ଜ୍ଞାନଶିଳ୍ପ , ନିଉ ଡାକ୍ତରୀ ଚକ୍ରୀ; ଡଃ: ପ୍ରାପ୍ତ
ବିଜୟା ହାଲୋୟା , ଯାତା: ନାହୋଡ଼ିଆ ,
ଜିଲ୍ଲା: ତ୍ରିଲୁକ୍ଷ୍ମୀ (ଓଡ଼ିଶା)

ବିଷୟ: ଘୋଷା

୩୦/୦୮/୨୦୨୦

ହାଲୋୟା ,

ଜ୍ଞାନଶିଳ୍ପ ଚକ୍ରୀ ବିନୀତ ନିବେଦନ ଓ ସେ ଘୋଷା
ରୂପାନ୍ତୀ ୩-୦୮-୨୦୨୦ ତାରିଖରେ ଘୋଷା ଘୋଷଣା
ଶ୍ରୀ ସୁଧନ ଚକ୍ରୀ , ବୟସ ପ୍ରାୟ ୨୫ ବର୍ଷ ।
ପିତା-ଶ୍ରୀଯୁକ୍ତ ବଳେଶ୍ଵର ଚକ୍ରୀ । ଗାଁ: ନିଉ
ରୂପାନ୍ତୀ କୁଞ୍ଜ ନାହିନ , ଜିଲ୍ଲା: ତ୍ରିଲୁକ୍ଷ୍ମୀ
ଯାତା: ନାହୋଡ଼ିଆ ,

ପୂର୍ବେ ତାଙ୍କୁ ପ୍ରାୟ ୯/୧ ବର୍ଷ ପୂର୍ବେ ଘୋଷା
ବ୍ୟକ୍ତିରୁ ବ୍ୟବହାର ନାମରେ ଅଧିକାରୀ ଓଡ଼ିଶା
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କାର୍ଯ୍ୟକାରୀ ହୋଇଥିବା ବିଷୟ ବ୍ୟବହାର ନାମରେ
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Received vide Lado out post
GDL 110 137, dt. 8/6/23, and
Per. order to the O.C. magistrate
Pt. for registering a case
date 5/6/23

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ଘୋଷା ଘୋଷଣା-
କାର୍ଯ୍ୟକାରୀ

କାର୍ଯ୍ୟକାରୀ ଶ୍ରୀ ସୁଧନ ଚକ୍ରୀ
ପିତା: ଶ୍ରୀଯୁକ୍ତ ବଳେଶ୍ଵର ଚକ୍ରୀ
ଗାଁ: ନିଉ ରୂପାନ୍ତୀ କୁଞ୍ଜ ନାହିନ
ଯାତା: ନାହୋଡ଼ିଆ
ଜିଲ୍ଲା: ତ୍ରିଲୁକ୍ଷ୍ମୀ ଓଡ଼ିଶା
ଫୋ: ୯୫୫୦୮୨
ମୋ: ୯୨୬୦୮୨୨୦

In-charge of
Lado Police Out Post
Date 5/6/23

Contract copy of- less out, post- Govt No. 127, dt. 8/6/20

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*Contract to be
TAKE COPY*

*Dr.
In-charge
Less Police Out Post
...*

Assam Schedule XLIII (Part-I), Form No.24

POST MORTEM REPORT

Ref : Ledo OP GDE No - 134

Dated - 08/06/2023

PMR No - 304/2023

Station : Tinsukia Civil Hospital, Tinsukia, Assam

Day of : 8th June, 2023

Name of Medical Officer : Dr. Avinash Kumar

MORE DETAILED DESCRIPTION OF INJURY OR DISEASE

[Empty box for detailed description of injury or disease, crossed out with a diagonal line.]

OPINION OF _____ ASSISTANT SURGEON _____ AS TO CAUSE OF DEATH
SUB-ASSISTANT SURGEON

In my opinion, death was due to asphyxia as a result of traumatic compression over body by bulky objects.

Approx. time since death is 12 hours to 24 hours.

Signed _____



Dr. Avinash Kumar

Sr. Medical & Health Officer

The 8th Day of June, 2023

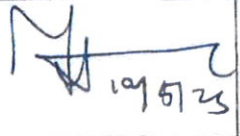

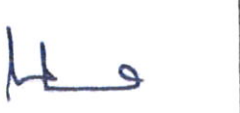
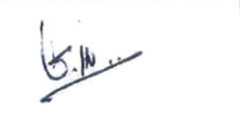
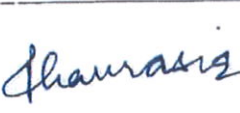
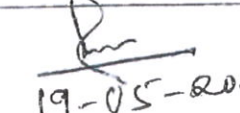
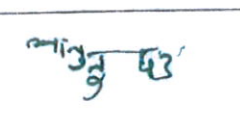


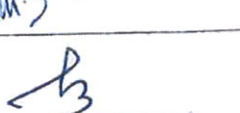

Tinsukia Civil Hospital

N.B. This format of PM Report is in compliance with the Order Dated 01.08.2018 passed by the Hon'ble Gauhati High Court, Guwahati in WP(C)(Suo Moto) No. 10/2018


Date: 19.05.2023

(22)

Site visit of 6 members Committee constituted by NGT to Tirap Colliery, North Eastern Coalfields, Margherita, Assam.

Sl. No.	Name	Designation	Signature
1.	Ms. Intemla Ao.	Dy Director General of Forest (Central) MOEFCC IRO Shubley	 19/5/23
2.	Sh. M.K. Choudhury	Regional Dir CPCB Shubley	
3.	Mr. V.K. Sinha	Professor IIT (ISM) Dhanbad	
4.	Sh. S.P. Dutta Coal India Ltd (NEC)		
5.	Ms. Preeti Kumari, IAS	S.D.O (Civil) Margherita	
6.	Sh. H. Boro, APS	S.D.P.O	 19-05-2023
7.	Dr. Shantanu Das	Member Secretary PCBA	
8.	Hiren Pegu, PCBA. R.O. Dibrugarh	R.H.	
9.	Ms. MOUSUMI BARDALAI	Sr. Env. Engg. P.C.B.A.	
10.	Ex. M. A. Khan	Add. Ch. En. Engg.	
11.	Dr. Hemant Hazarika Sc. E/	Sc E/ Addl Director	

Add. Director IRO Guwahati
IRE, Guwahati. MOEFCC


19/05/23

