



# KASHMIRI PANDIT SANGARASH SAMITI

Sathu Barbar Shah, Srinagar, Kashmir (J&K) – 190001

e-mail: kpss.kashmir@gmail.com

**Dated: 12.08.2020**

## **“MEMORANDUM” submitted via e-mail**

- 1) **Shri. Narendra Modi**  
Hon'ble Prime Minister  
Union of India  
South Block, Raisina Hills  
New Delhi – 110001
- 2) **Shri. Amit Shah**  
Hon'ble Minister for Home  
Affairs,  
Union of India,  
6-A, Krishnan Menon Marg,  
New Delhi
- 3) **Dr. Jitendra Singh**  
Hon'ble Minister of State  
Prime Minister Office,  
Personal Public Grievance  
and Pensions  
South Block, Raisina Hill,  
New Delhi – 110011
- 4) **Shri. Manoj Sinha**  
His Excellently the  
Lieutenant Governor  
Union Territory of Jammu  
and Kashmir  
Raj Bhawan, Srinagar /  
Jammu
- 5) **Shri. B.V.R. Subrahmanyam,  
(I.A.S.)**  
Chief Secretary  
Union Territory of Jammu and  
Kashmir  
Civil Secretariat, Srinagar /  
Jammu

**Subject:** *Intentional and intended harassment of Non-Migrant Kashmiri Pandits – Kashmiri Hindus through biased, morally corrupt and unruly Officers / Officials of DMRR&R Department, by manipulating facts under deep-rooted criminal conspiracy, for the reasons unknown to sabotage the extension of PM's Job package to left out Kashmiri Pandits – Kashmiri Hindus living in Kashmir Valley.*

Hon'ble / Esteemed Sir,

Before taking the extreme step of “Fast-Unto Death” for not addressing the long pending genuine and legitimate demands mentioned in this “Memorandum”, Kashmiri Pandit Sangarash Samiti, an organization of Non-Migrant Kashmiri Pandits / Kashmiri Hindus living in Kashmir Valley, through its representative body, submits as under:-

1. **Extension of PM's Job Package and apportionment of 500 posts / one job per family (preferably) criteria for 808 Non-Migrant Kashmiri Pandit / Kashmiri Hindu Families.**



# KASHMIRI PANDIT SANGARASH SAMITI

Sathu Barbar Shah, Srinagar, Kashmir (J&K) – 190001

e-mail: kpss.kashmir@gmail.com

- a) *That implementation of the recommendation issued by the Ministry of Home Affairs vide communication no. 12013/6/2014.KV dated 04.12.2015 read with recommendation no. 16030/05/2020-JK dated 23.06.2020 supported vide Two Parliamentary Standing Committees dated 13.02.2009 and 19.02.2014 and Hon'ble High Court directions dated 31.05.2016 passed in OWP 1986/2013 titled Kashmiri Pandit Sangarash Samiti and others Vs. Union of India and others read with Judgment dated 14.02.2019 passed in OWP 2048/2017 titled Kashmiri Sikh Community and ors Vs. State of JK and ors read with Hon'ble High Court Judgment dated 02.07.2019 passed in WP(C) 2266/2019 titled Kashmiri Pandit Sangarash Samiti and others Vs. State of J&K and others for apportionment of 500 posts done vides GDC-205/CM/2017 dated 03.10.2017 for Non-Migrant Kashmiri Pandit / Kashmiri Hindu Community living in Kashmir Valley and forward the same to the recruiting agency under the Recruitment Rules 2009 (Jammu & Kashmir Kashmiri Migrants (special Drive) Recruitment Rules, 2009) on the already sorted out mode, as per qualification and residence with the then Commissioner Secretary, DMRR&R described in the table mentioned herein below :*

District	P.G.	P.G with B.Ed.	B.Tech / M.Tech	Graduate	Graduate with B.Ed.	10 + 2	10+2 with Diploma	10+2 with I.T.I.	10+ 2 with Nursing	10th	Total
Anantnag	7	11	5	18	2	40	1	-	-	16	100
Bandipora	-	-	1	-	-	-	-	-	-	-	1
Baramulla	7	3	1	21	4	58	1	3	-	24	122
Budgam	-	-	1	3	1	14	1	2	-	22	44
Ganderbal	1	-	-	2	-	6	-	1	-	7	17
Kulgam	5	2	-	2	2	6	1	2	1	12	33
Kupwara	-	-	1	-	-	-	-	-	-	-	1
Pulwama	6	2	13	10	3	23	-	-	1	17	75
Shopian	-	2	1	10	2	16	1	-	-	11	43
Srinagar	6	3	6	19	4	15	3	-	-	8	64
<b>Total</b>	<b>32</b>	<b>23</b>	<b>29</b>	<b>85</b>	<b>18</b>	<b>178</b>	<b>8</b>	<b>8</b>	<b>2</b>	<b>117</b>	<b>500</b>

*That the issue stands already agitated number of times before the Competent Authority but unfortunately cruel, unruly and morally*



# KASHMIRI PANDIT SANGARASH SAMITI

*Sathu Barbar Shah, Srinagar, Kashmir (J&K) – 190001*

*e-mail: kpss.kashmir@gmail.com*

*corrupt staff of Disaster Management for Relief, Rehabilitation and Reconstruction is sitting on the issue for the reasons are best known to them only.*

- b) *That process of recruitment be initiated by the concerned department on priority basis because already almost three (04) years are wasted after the Hon'ble High Court passed necessary directions on 31.05.2016 with a request that the higher age be relaxed in favour of those candidates who were eligible on the said date i.e. 31.05.2016 for the posts so apportioned for Non-Migrant Kashmiri Pandits / Kashmiri Hindus living in Kashmir Valley. That the issue stands already agitated number of times before the Competent Authority but unfortunately cruel, unruly and the morally corrupt staff of Disaster Management for Relief, Rehabilitation and Reconstruction is sitting on the issue for the reasons best known to them only.*
- c) *That 500 posts so apportioned is requested should be as district wise and qualification wise so that justice is to be done with the persons who are well qualified as such the tentative description of the district-wise and qualification-wise data as mentioned hereinabove. That the issue stands already agitated number of times before the Competent Authority but unfortunately cruel, unruly and morally corrupt staff of Disaster Management for Relief, Rehabilitation and Reconstruction is sitting on the issue for the reasons are best known to them only.*
- d) *That it has come to fore that the some officers from local administration is causing harassment and un-necessary discrimination between the words Kashmiri Pandit and Kashmiri Hindu. It is apt to mention here that every State Subject Hindu permanently living in Kashmir Valley is a Kashmiri Pandit in general and by virtue of "Gotra (Clan)" he or she is a Kashmiri Brahmin or Khatri or Rajputs etc. As such, Divisional Commissioner, Kashmir and Deputy Commissioner Concerned of Kashmir Valley be*



# KASHMIRI PANDIT SANGARASH SAMITI

Sathu Barbar Shah, Srinagar, Kashmir (J&K) – 190001

e-mail: kpss.kashmir@gmail.com

directed to provide “Bonafide Certificate” which is mandatory under SRO 425 dated 10.10.2017 whosoever applies for the same from the Kashmiri Pandit / Kashmiri Hindu Community. That the issue stands already agitated number of times before the Competent Authority but the unfortunately cruel, unruly and morally corrupt staff of Disaster Management for Relief, Rehabilitation and Reconstruction is sitting on the issue for the reasons best known to them only.

## 2. Providing of Accommodation to all deserving Non-Migrant families

- a) That accommodation be provided to all the deserving families, including the one who are facing social and religious isolations at their native places, at the transit camps constructed at all the district headquarters on priority basis to mitigate long pending genuine grievance of the left out Community and also take stern action against the erring officers/officials of the DMRR&R Department to cause deliberate and intentional harassment and mental agony to the Non-Migrant Kashmiri Pandits - Kashmiri Hindus living in Kashmir Valley. That the Ministry of Home Affairs intimated the applicant organization through communication bearing no. 16030/3/2016-K-V dated 26.10.2016 under subject **“Extension of PM's Return and Rehabilitation Package for the Kashmiri Pandits families who stayed back in Kashmir valley-reg”** that **“Kashmiri Pandit families who stayed back in Kashmir valley during militancy period are already being provided various assistance by the State Govt. of J&K under PM's Package-2008. These families are also eligible for the benefits of the recently announced PM'S Package-2015 under which 3000 additional jobs are to be provided to the Kashmiri migrants in the State Govt. of J&K and 6000 transit accommodations are being constructed in the Kashmir valley”**. While as whenever a Non-Migrant Kashmiri Pandit-Kashmiri Hindu family residing in Kashmir Valley, who



# KASHMIRI PANDIT SANGARASH SAMITI

Sathu Barbar Shah, Srinagar, Kashmir (J&K) – 190001

e-mail: kpss.kashmir@gmail.com

doesn't have any sort of accommodation in Kashmir or he had to leave his ancestral place due to militancy threats and is residing in some other place in Kashmir Valley submits his / her application for accommodation before DMRR&R, the application is rejected on the ground that **“the issue regarding providing of transit accommodation to the families of non-migrant Kashmiri Pandits living in Kashmir does not fall under the ambit of this organization, because these families did not choose to leave Kashmir Valley and also there are no instructions from the Central Government to provide accommodation to the Non-Migrant Kashmiri Pandits living in Kashmir Valley”**. That the issue stands already agitated number of times before the Competent Authority but unfortunately cruel, unruly and morally corrupt staff of Disaster Management for Relief, Rehabilitation and Reconstruction is sitting on the issue for the reasons best known to them only.

### 3. **Extension / providing of necessary financial assistance to the 808 Non-Migrant Kashmiri Pandit / Kashmiri Hindu families living in Kashmir Valley**

- a) That entire nation is facing, due to the spread of COVID-19 and to provide respite from the situation Government of India has already sanctioned a number of provisions and schemes to tackle the situation and also to provide necessary financial assistance to the deserving families, but Non-Migrant Kashmiri Pandits/Kashmiri Hindu's who are not part of any Government / Semi-Government institutions are also facing the crunch caused due to the lockdown.
- b) That it is a known fact that entire Kashmiri Pandit / Kashmiri Hindu Community who chose of leave Kashmir in 1990 are in one way or another facilitated monthly based financial assistance, leaving behind only 808 families, who chose to stay back in Kashmir Valley, to live a starved and miserable life. **This facts also stands validated by the Two Parliamentary Standing Committees reports dated 13.02.2009 and 19.02.2014.**



# KASHMIRI PANDIT SANGARASH SAMITI

Sathu Barbar Shah, Srinagar, Kashmir (J&K) – 190001

e-mail: kpss.kashmir@gmail.com

- c) *That the issue stands already submitted for redressal and necessary action but till date nothing has been done in this regard for the reasons better known to the administration only. The step-motherly treatment towards aboriginal religiously minuscule minority of Kashmir Valley is heartbreaking and non-consideration of the genuine demands put a question mark on the intentions of the persons who are at the helm of affairs. Extension of monthly financial help to the 808 Non-Migrant Kashmiri Pandit / Kashmiri Hindu families living in Kashmir Valley is need of the hour and requires immediate action from your good offices.*

4. **Protection, Preservation and Restoration of Temples and other religious institutions belonging to the religious minority in Kashmir Valley.**

- a) *That encroachments and illegal sale and purchase of the temple properties in Kashmir Valley is at galore, though the Hon'ble High Court has passed a number of directions in petition(s) OWP 610/2007 titled Sanjay K. Tickoo and others Vs. Union of India and others, OWP 785/2008 Ghulam Nabi Khan and Another Vs. State of J&K and others, CPOWP 572/2014 Sanjay K. Tickoo and others Vs. Rajeev Mehrishi and others, CPOWP 217/2017 Sanjay K. Tickoo and others Vs. Shri. Baseer Ahmad and others upheld by Hon'ble Division Bench in LPAOW 180/2010 and LPAOW 36/2011 on the issue, but the field officers / officials of the implementing agency(ies) are not adhering to the same causing irreparable loss to the temple endowment properties. In violation of the Hon'ble High Court directions, Endowment Properties are still transferred by different means using Subordinate Judiciary, Revenue Department and Municipal Corporations. Even in broad daylight commercial complexes and residential houses are being raised on the temple endowment properties, it seems that the concerned authorities show disregard to the Hon'ble High Court directions by putting them in the dust bin and allowing the mafia to loot and rob our religious identities for the reasons best known to them only, as such a*



# KASHMIRI PANDIT SANGARASH SAMITI

Sathu Barbar Shah, Srinagar, Kashmir (J&K) – 190001

e-mail: kpss.kashmir@gmail.com

direction be passed on the issue and a full-fledged inquiry be initiated in the matter to book the guilty and restore back the temple properties with protection and preservation. It may be apt to mention here that previously communication no. 16017/6/2014-K.V dated 17.03.2015 and 04.06.2015 Ministry of Home Affairs has also extended cooperation to the local Government to implement the directions but all in vain. Apart from that Hon'ble the Chief Justice, High Court of Jammu and Kashmir vide order no. 230 dated 30.05.2019 have also intervened on the issue but the local administration hand in glove with mafia are using all the means and tactics to destroy the endowment properties belong to the Kashmiri Pandits – Kashmiri Hindus in Kashmir Valley. A detailed memorandum along with a list of temples located in District Srinagar was also submitted before Worthy Chief Secretary on 24.09.2018 in Deputy Commissioner, Srinagar Office but till date no actions stands taken in that also.

**KPSS has a number of times already submitted above mentioned requests for early disposal but we were made to go from pillar to post and we were tossed liked a badminton shuttle from one table to another. As such, if our grievances are not resolved within a stipulated time of 10 days, from the date of receiving this memorandum, then we will be forced to go for “Fast-Unto Death” and also forced to “represent before United Nations Office with a request for asylum in any other part of the world where we will be also treated at par with humans”.**

**With regards.**

Yours faithfully

(Sanjay K. Tickoo)  
President, KPSS  
9906564741