

Government of Jammu and Kashmir  
Home Department  
Civil Secretariat, J&K

**Subject: Sanction to the release of an additional amount of Rs. 8.00 Lakh (Rupees Eight Lakh only) in favour of Ms. Bachno Devi and Mr. Khazan Chand, parents of the deceased Tarsem Lal R/o Makwal, P/S Satwari, Tehsil and District Jammu, in relaxation of the Jammu and Kashmir, Victim Compensation Scheme, 2019.**

**Reference: Contempt No. CCP(s) No. 224/2024 in OWP No. 791/2009 titled Khazan Chand Vs Home Department and others.**

**Government Order No: 534-Home of 2024**

**Dated: 29.11.2024**

**Whereas,** the parents of Lt. Sh. Tarsem Lal, who was killed in Police custody at Police Post Mandal Phallian, Jammu in 2007 filed a writ petition OWP 791/2009 titled Bachno Devi & Anr V/s State of J&K and others, claiming a compensation of Rs. 13 Lakh for the custodial death/killing of their son, with interest at 12 %.


**Whereas,** a magisterial inquiry into the custodial death of Sh. Tarsem Lal S/O Khazan Chand R/o Makwal, Jammu was ordered and was conducted by the then Additional District Development Commissioner Jammu.

**Whereas,** the inquiry officer submitted his report vide communication No. ADDCJ/1756 dated 09.03.2007, which was accepted by the Government Order No. Home/205 (ISA) of 2007 dated 27.06.2007.

**Whereas,** DGP, J&K was instructed to file criminal case against the responsible police personnel.

**Whereas,** the Hon'ble High Court, vide order dated 04.08.2023 has directed the *respondents to pay an amount of Rs. 8,00,000/- (Rs. 1.0 lakh was already paid as ex-gratia) as compensation with interest @ 6% per annum from the date of filing of the writ petition till the actual amount is paid.*

**Whereas,** J&K Victim Compensation Scheme, 2019 issued vide SRO 442 of 2019 dated 11.07.2019 covers, inter alia, cases of death by torture in police custody wherein the minimum limit is Rs.8.00 lakh and upper limit of compensation is Rs. 10.00 lakh.

  
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Now, therefore, in pursuance to the approval accorded by the Competent Authority, sanction is hereby accorded to the release of an additional amount of Rs. 8.00 lakh (in addition to Rs. 1.00 lakh already sanctioned) in favour of Ms. Bachno Devi and Mr. Khazan Chand, parents of the deceased Tarsem Lal R/o Makwal, P/S Satwari, Tehsil and District Jammu (the petitioners), in relaxation of the Jammu and Kashmir, Victim Compensation Scheme, 2019. The payment shall be made by the Legal Services Authority, Jammu and Kashmir out of funds released by the Home Department, J&K.

The said relaxation has been given in compliance to the order dated 04-08-2023 passed by the Hon'ble High Court of Jammu & Kashmir and Ladakh in OWP No.791/2009, titled Bachno Devi and another v/s State and Others and will not be quoted as precedent in any other case.

**By Order of the Government of Jammu and Kashmir.**

Sd/-

**(Chandraker Bharti) IAS**  
Principal Secretary to Government

No: Home-RLF/46/2024[CC.7482735]

Dated: 29.11.2024

**Copy to the:**

1. Ld. Advocate General, J&K, Jammu.
2. Director General of Police, J&K.
3. Principal Secretary to the Government, Finance Department
4. Principal Secretary to the Hon'ble Lieutenant Governor.
5. Commissioner/Secretary to Government, General Administration Department.
6. Secretary to the Government, Department of Law Justice & Parliamentary Affairs, J&K.
7. Member Secretary, State Legal Services Authority, J&K.
8. SSP, Jammu for n/a.
9. FA/CAO, Home Department, J&K.
10. Pvt. Secretary for information of the Principal Secretary (Home), J&K.
11. Govt. Order file (w.2.s.c)
12. Stock file.

**Copy also the the :-**

1. Joint Secretary (JKL) Ministry of Home Affairs, GoI, New Delhi.
2. Ms. Monika Kohli, Senior Additional Advocate General, High Court of J&K, Jammu

  
(Sanam Mansoor) JKAS

Under Secretary to the Government

