

BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna
Case No. BHRC/Comp.1846/12

**Sub: Violations of Ancient Monuments and Archaeological Sites & Remains
(Modifications) Act, 2010.**

Case of : Sasaram (Rohtas)

Sh. Milan Upadhaya, LashKariganj, **Sasaram**, distt. Rohtas had complained to the Commission that the Officers of **Archaeological Survey of India, (ASI) Sasaram** had stopped repair of his old house situated close to **Shershahsuri Maqbara** demanding illegal gratification and when he refused to do so, lodged a case against him in Sasaram PS in which he was sent to jail. **Petitioner informed that illegal constructions are being done, in the same prohibited area, under collusion with ASI officials. Commission sought responses from the ASI and DM, Rohtas.**

2. Responses received from the District Magistrate, Rohtas and the Superintendent, A.S.I confirmed that the petitioner was doing construction 50 mts away from the Maqbara in contravention of **Ancient Monuments and Archaeological Sites & Remains (Modification) Act, 2010** for which a case was registered and he was arrested by Sasaram Police Spot inspection by SDO, Sasaram also indicted that fresh construction of houses belonging to Radheshyam Sah and Rajendra Kumar were going on in the prohibited area and Krishan Mahto had made encroachment in the boundary wall of Maqbara without any permission by the A.S.I.

3. Commission asked the Superintendent, Archaeological Survey of India, Patna Circle to inform as to what action had been taken against the persons named above for constructions/encroachment in the prohibited area and against the A.S. I officials for collusion. The report was to be submitted by 16th November, 2015 but the same has not been sent so far.

4. **Commission, therefore, directs the Superintendent, Archaeological Survey of India, Patna Circle to appear before the commission on 09th February, 2016 (Tuesday) at 12:00 hrs along with action taken report in the matter.**

It is, however, clarified that if report from the Superintendent, ASI is received by 05th February, 2016 his personal appearance, will remain dispensed with.

5. Copy of the order be sent to the **Superintendent, Archaeological Survey of India, Patna Circle, Patna for necessary action.**

Date: 30.12.2015

Sd/....
(Neelmani)
Member

Registrar /Asstt. Registrar