

Smt. Rahamati Khatoon vill. Jirvamaghali PS Shankarpur, Madhepura had complained to the commission that Government land measuring 25.50 **Acres** was allotted to **Madhaili Madrasa, Maghaila Bazar, Madhepura** in the year 1983 and it was expected that the sale proceeds of crop on the said land will be utilized for the benefit of **Orphan boys getting education at Madrasa**. Contrary to it few locals have been using this (govt.) land as their personal property. The petitioner requested for recovery of sale proceeds of crops and getting it deposited in the accounts of Madrasa to ensure its proper utilisation for the orphan boys attached with Madrasa.

2. **District Magistrate, Madhepura** was directed by the commission to inquire into the matter. **DM, Madhepura confirmed** that few locals have been keeping the sale proceeds of cultivation of Madrasa land with themselves and the situation had arisen **due to non constitution of committee** for Madarsa by the **Bihar Madrasa Board** after the death of Md. Narul Hoda, the ex Manager of Madarsa, in the year **2005**.

3. **Commission gave following directions in the matter:-**

A. **DM, Madhepura** was directed to entrust the work of evaluation of income from cultivation of fields belonging to Madrasa since 2005 to the **District Agricultural Officer** for realization of financial gains wrongly pocketed by the beneficiaries and to send report by 31st July, 2013.

B. **Secretary, Bihar Madarsa Board** was directed to **constitute the committee** for the Madarsa by 15th May, 2013 failing which a receiver was to be appointed till such time the committee is formed. **Secretary, Bihar Madarsa Board** was directed to **appear before the commission today** (31st July, 2013) along with **Action Taken Report**.

4. **DM, Madhepura** has reported that according to the evaluation done by the District Agricultural Officer, Madhepura action for **recovery of Rs. 17,73,475** (Rs. Seventeen Lakhs Seventy three thousand four hundred seventy five) wrongly pocketed by Md. Irfan Alam, Md. Anvarul Haq, Md. Manovar Alam, Sarvar Alam and Gohar Alam **has been started**.

5. **Secretary, Bihar Madarsa Board** has chosen not to send any report nor appear despite clear directive from the commission. **Commission, therefore, directs Secretary, Bihar Madarsa Board to appear before the commission on 20th August, 2013 (Tuesday) at 13:00 hrs along with Action Taken Report**. It is also clarified that if the **Secretary fails to comply with the order, the commission may be constrained to invoke powers u/s 13 of Protection of Human Rights Act 1993**.

6. Copy of the order be sent to the **Secretary, Bihar Madarsa Board** for Compliance and to the **District Magistrate, Madhepura** for information.

Date: 30.07.2013

(Neelmani)
Member