

Human Rights Defenders Alert - India

National Coordination Office

No.6, Vallabhai Road, Chokkikulam, Madurai 625 002, Tamil Nadu, INDIA

Tel: +91-452-2539520 **Cell Phone:** +91-9994368540 **Email:** hrda.india@gmail.com

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Special Rapporteur on the situation of human rights defenders,

Ms. Margaret Sekaggya

c/o Office of the High Commissioner for Human Rights - Palais Wilson

United Nations Office at Geneva

CH 1211 Geneva 10

Switzerland

Email: urgent-action@ohchr.org

Dear Ma'am,

**Sub: HRD Alert - India - Urgent Appeal for Action - Madurai, Tamilnadu: -
Case of illegal police action against Human Rights Defenders-Reg**

Greetings from Human Rights Defenders Alert - India!

HRD Alert - India is a Forum of Human Rights Defenders for Human Rights Defenders. It endeavours to initiate actions on behalf of Human Rights Defenders under threat or with security concerns.

We are now writing to express our grave concern regarding the case of illegal police action and attack on human rights defenders S. Sheik Ibrahim, President MANIDHANEYA MAKKAL KATCHI, Mr. Noorum Haq District Secretary MANIDHANEYA MAKKAL KATCHI, Mr.K.Abbas , District Secretary, Tamilnadu Muslim Munnetra Kalagam(TMMK) and Mr.Muhammed Goush former state secretary of MANIDHANEYA MAKKAL KATCHI.

Name of the perpetrators:

- 1. Mr. Mayivaganan (ADSP).**
- 2. Mr. Madasamy (Inspector of Police)**

Date and time of incident: Sunday, December 9th, 2012 .

Place of incident: Office of the District Superintendent of Police .

Incident:

On 9.12.2012 Mr. Bava Hussain, Taluk secretary of the MANIDHA NEYA MAKKAL KATCH was taken away by for an enquiry by the Inspector of police Mr. Madasamy of the Tiruparnkundram police station. On hearing the about the arrest through his relatives Mr.S. Sheik Ibrahim, President MANIDHANEYA MAKKAL KATCHI, Mr. Noorum Haq District Secretary MANIDHANEYA MAKKAL KATCHI, Mr.K.Abbas , District Secretary, Tamilnadu Muslim Munnetra Kalagam(TMMK) and Mr.Muhammed Goush former state secretary of MANIDHANEYA MAKKAL KATCHI rushed to the District Superintendent of Police office after informing to Mr.Velmurugan, Inspector, Intelligence Bureau . Mr.Velmurugan introduced them to Mr.Madasamy on their visit.

After their introduction they enquired about the whereabouts of Mr.Bhavahussain and pleaded them to inquire him in their presence as Mr.Bhavahussain had undergone an open heart surgery recently. On hearing this Mr. Madasamy became furious and started to abuse them in filthy language. He went to an extent of attacking them physically and only after the intervention of Mr. Velmurugan the defenders were allowed to go outside.

At this juncture the Additional Superintendent of Police Mr.Mayilvaganan was seen entering the campus. On hearing Mr.Madasamy's words the ADSP started to abuse them and their religion by calling them as terrorists ordered for police attack. After series of attack the defenders were asked to sign on plain papers and instructed them to leave the campus immediately.

Owing to the severe attack Mr.Sheikh Ibrahim was injured and got admitted in Government Hospital, Madurai, Tamilnadu, India. After his admission in the hospital the police filed a false case under Cr No.755/2012 on fabricated charges against Mr.Sheikh Ibrahim, Mr.Noorul Haq, Mr.Abbas, Mr.Gouse Maideen, Mr.Mujibhur Rehman and Mr.Balasubramaniam.

Appeal:

We, therefore, urge you to immediately take necessary steps:

1. To ensure both physical and psychological safety and integrity of Mr.S. Sheik Ibrahim, President MANIDHANEYA MAKKAL KATCHI, Mr. Noorum Haq District Secretary MANIDHANEYA MAKKAL KATCHI, Mr.K.Abbas , District Secretary, Tamilnadu Muslim Munnetra Kalagam(TMMK) and Mr.Muhammed Goush former state secretary of MANIDHANEYA MAKKAL KATCHI;
2. To conduct an immediate, transparent, and impartial investigation on the brutal attack and book the perpetrators under the appropriate measures of the law;
3. To order for an immediate withdrawal of the FIR that was filed against the defenders.
4. To ensure that said investigation also thoroughly examines the potential role played by the Inspector of Police Mr.Madasamy and Mr.Mayilvaganan ADSP into this crime and to see that, if proven guilty, they will receive appropriate punishments under the appropriate measures of the law;
5. To ensure in all circumstances respect for human rights and fundamental freedoms in accordance with international human rights standards and international instruments ratified by India.
6. To guarantee in all circumstances that all human rights defenders in India are able to carry out their legitimate human rights activities without fear of reprisals and free of all restrictions including judicial harassment;

Looking forward to your immediate action in this regard,

Yours sincerely,

Henri Tiphagne

Honorary National Working Secretary

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