GOVERNMENT OF WEST BENGAL
HOME DEPARTMENT
‘NABANNA’
325, SARAT CHATTERJEE ROAD
HOWRAH – 711 102

No. –PL/HP/BMC/SRE-12/13 Dated, Howrah, the 5th December, 2013

NOTIFICATION

In accordance with the revised guidelines issued by the Government of India, Ministry of Home Affairs, Naxal Management Division for the surrender and rehabilitation of Naxalites under the Security Related Expenditure Scheme or any other surrender scheme framed by the State Government for this purpose, and in consideration of the facts and circumstances, the Governor has been pleased to revise the existing incentives under the scheme and make the following changes to the Scheme Notified Vide No. 2396-PL dt. 21-06-10 read with Corrigendum No. 2863-PL dt. 28-07-10 and No. 3431-PL dt 11.8.11 for providing gainful employment and entrepreneurial opportunities to the surrendered Naxalites and to encourage them to join the mainstream and not to return to the fold of Naxal / Maoist movement.

SURRENDER

The Scheme is applicable to those Naxalites / Maoists who surrender with / without arms.

The eligibility of such Naxalites / Maoists for assistance under the Scheme would be scrutinized by the Screening Committee (SC) as constituted by the State of West Bengal to be headed by the Surrender-cum-Rehabilitation Officer (SRO).

One officer not below the rank of DIG identified by the SRO will act as the Nodal Officer for coordinating matters relating to surrender and rehabilitation of surrenderee with respect to the organization. The Nodal officer from each organization will verify from its own sources the antecedents and activities of the Naxalite/Maoist surrenderee and give his specific recommendations to the SRO as to whether the prayer for surrender should be accepted or not.

The Naxalite / Maoist may surrender before any SDO/SDPO, ADM/Addl SP, District Magistrate, District SP, Range DIG, Zonal IG, IG IB WB, IG/DIG/SP (GIF), DIG/SP (SIG, GIF WB), CO/ DIG/IG of CPMFs operating in the state and any Commissioner/Spl. Commissioner/Additional Commissioner of Police. Such surrender shall be termed as Provisional Surrender.
The Officer receiving the Provisional Surrenderee (henceforth, mentioned as Receiving Officer) shall send the details as informed by the surrenderee, filled up in prescribed proforma, to the SRO and all other members of SC forthwith for acceptance or otherwise of the surrenderee within 15 days from the date of surrender. On such acceptance, the said Provisional Surrender shall be termed as Surrender. Decision regarding such acceptance or otherwise should be made by SC within a period of 15 days from the date of receipt of the above report from the Receiving Officer.

The SC, headed by SRO, shall consist of concerned Zonal IG, concerned Range DIG, IG IB, IG Correctional services, Divisional Commissioner, IG GIF, and IGs of CPMFs operating in the LWE area of the state.

The ADG, IB, WB will act as the SRO under the Scheme, for the entire state.

The SC shall consider the proposal of Provisional Surrender keeping in view the family background, pending cases and warrants, physical and mental condition, and nature of participation in the Naxal/Maoist activities of the surrenderee.

The SC must ensure that the surrenderee is a genuine Naxalite/Maoist and the surrenderee should make a clear confession of all the criminal acts committed by him/her, including names of planners and other participants, name of the financiers, harbourers, couriers, details of Naxalite/Maoist organizations, arms, ammunitions, and property looted/distributed/disposed off by the Naxalite/Maoist and organization to which the surrenderee belongs, which will be subject to due verification.

Surrender of Naxalite / Maoist should be confined to Dalam/Squad members and above; other ranks and over-ground supporters/sympathizers may be considered only in very exceptional cases.

The SC shall record reasons in writing for accepting or otherwise the proposal of Provisional Surrender.

If the proposal is rejected by the SC, the surrenderee shall undergo due process of law. A surrenderee shall give a written undertaking regarding his willingness to surrender and undergo the rehabilitation process as defined in the policy. No surrenderee shall be subjected to rehabilitation without his express agreement.

**REHABILITATION & COMPENSATION**

The benefits of the Scheme shall not be available to a surrenderee who has already surrendered and benefited under the existing surrender/rehabilitation Schemes in any of the Naxal/Maoist affected States.
The surrenderee shall be entitled to get incentive for the surrendered weapons/ammunition as mentioned below in case of his surrender with weapon.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Weapons</th>
<th>Revised Incentive</th>
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<tbody>
<tr>
<td>1.</td>
<td>AK 47/56/74 Rifle</td>
<td>Rs. 1,00,000/- Per weapon</td>
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<tr>
<td>2.</td>
<td>LMG/GPMG/Picca/RPG/ Sniper Rifle</td>
<td>Rs. 2,00,000/- Per weapon.</td>
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<td>3.</td>
<td>Pistol/ Revolver</td>
<td>Rs. 25,000/- Per weapon</td>
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<td>4.</td>
<td>Rockets</td>
<td>Rs. 2,000/- Per Rocket</td>
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<tr>
<td>5.</td>
<td>Grenade/ Hand Grenade/ Stick Grenade</td>
<td>Rs. 1,000/- Per Grenade</td>
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<tr>
<td>6.</td>
<td>Remote Control Device</td>
<td>Rs. 5,000/- Per Device</td>
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<tr>
<td>7.</td>
<td>Ammunitions all types</td>
<td>Rs. 50/- Per round</td>
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<td>8.</td>
<td>Landmines</td>
<td>Rs. 3,000/- each</td>
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<td>9.</td>
<td>Explosive materials</td>
<td>Rs. 2,000/- Per KG</td>
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<td>10.</td>
<td>Wireless Set</td>
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<tr>
<td></td>
<td>(a) Short Range</td>
<td></td>
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<td></td>
<td>(b) Long Range</td>
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<tr>
<td>11.</td>
<td>SAM Missiles</td>
<td>Rs. 20,000/- Per Missile</td>
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<td>12.</td>
<td>Satellite Phone</td>
<td>Rs. 25,000/- Per Device</td>
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<td>13.</td>
<td>VHF/HF Communication Sets</td>
<td>Rs. 5,000/- Per Device</td>
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<td>14.</td>
<td>a) Electronic Detonators</td>
<td>Rs. 100/- Per Piece</td>
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<tr>
<td></td>
<td>b) Other Detonators</td>
<td>Rs. 100/- Per Piece</td>
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<td>15.</td>
<td>SLR/Insas</td>
<td>Rs. 75,000/- per weapon</td>
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<td>16.</td>
<td>.303 Rifle</td>
<td>Rs. 50,000/- per weapon</td>
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<td>17.</td>
<td>12 Bore DBBL/SBBL/315 Rifle</td>
<td>Rs. 25,000/ per weapon</td>
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<td>18.</td>
<td>Sten/ Carbine</td>
<td>Rs. 50,000/ per weapon,</td>
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<tr>
<td>19.</td>
<td>Rocket Launcher/Similar Weapons</td>
<td>Rs. 35,000/- per weapon</td>
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The incentive(s) given for surrender of the aforesaid arms shall be deposited in the form of a Fixed Deposit in the joint name of surrenderee and the SP of the concerned district and may be given to the surrenderee at the time of completion of 3 years after such surrender, subject to good behaviour by the surrenderee, as certified by SRO. For this purpose, SRO may consult such persons as he deems fit. He shall record his reasons in writing for refusal to provide FD to the surrenderee after the mandatory period of three years.

The District Armouries of Police will be used for safe storage of weapons and ammunitions surrendered by the Naxalites/Maoists. Serviceable weapons will be confiscated to the State and the others may be destroyed after obtaining due order from the competent authority.

The Officer receiving the Provisional Surrenderee will provide immediate security to the surrenderee and send him to the transit-cum-rehabilitation center (TRC) to be maintained by the SRO with the assistance of IG of Correctional Services.

A TRC shall be such place as notified by SRO for safe residence and rehabilitation of the surrendered Maoists/Naxalites.

A TRC shall be headed by a Transit-cum-Rehabilitation Center Officer (TCO) assisted by such other persons as may be nominated/appointed by SRO from time to time, in consultation with IG of Correctional Services.

A TCO shall be of the rank of Deputy Jailor/Sub-Jailor from the WB Correctional Services.

Special attention should be given to the safety and security of female surrenderees in the TRC.

Each district where such Naxalites/Maoists surrender will have a District Rehabilitation Committee (DRC) with District Magistrate as the chairman, ADM in charge of development and District Panchayet and Rural Development Officer as members. SP of the district will be Member-Secretary & Convener of this committee.

As soon as the surrender proposal of the Maoist is accepted by the SC, the DRC will decide on the package of various employment and skill building schemes which will be appropriate for the surrenderee, given his background etc. so that he can be prepared for gainful employment, including self employment, within the said period of three years. The DRC will send periodic reports to the SRO in connection with the progress in the execution of the rehabilitation package for each surrenderee.
They shall be paid a monthly stipend of Rs. 4,000/- each for a maximum period of 36 months. If the surrenderee secures any employment in government/semi-government/private sector or any gainful self-employment, the monthly stipend will be discontinued.

The surrenderee, who voluntarily agrees to be subjected to rehabilitation, shall abide by all the rules, as afore-mentioned.

No surrenderee shall be kept in a TRC beyond a period of 3 years from the date of admission to such centre.

State Government may consider for providing such immovable property (Land/House) to the surrenderee, as it deems fit, for rehabilitation. The State Government may also provide free education to the surrenderee and/or his dependent children under any special scheme.

The Government may frame such rules or issue orders for the conduct and maintenance of TRC as may be deemed necessary.

The State Government may give preference to the surrenderee/dependent family members for gainful employment in various Government schemes, subject to the standing rules and regulations in this matter.

An instant grant of Rs. 50,000/- shall be paid by the State Government to the surrenderee at the time of confirmation of surrender by the SC. The State Government may sanction additional grant in case of surrender of top/hardcore/underground Maoists/Naxalites belonging to Politburo/Central committee/Regional Bureaus/Special Area Committees and State Committees/Zonal &Sub-Zonal Committees/Military Commission, keeping in view the related provisions of Order No.F.No.18015/21/2012-NM-III dt.4.4.2013 of Ministry of Home Affairs, Govt. of India.

A grant of Rs.2,00,000/- (Rupees two lakh) shall be deposited in a bank forthwith by the SRO, on confirmation of surrender, in the joint name of the surrenderee and the SP of the concerned district as a fixed deposit which may be withdrawn by the surrenderee after completion of 3 years, subject to good behaviour to be certified by the SRO. In addition, if any reward money has already been declared by the State Government for apprehension of any surrenderee, the surrenderee will be granted either the reward money or the above-mentioned sum of Rs. 2,00,000/- whichever is higher.

This money can also be utilized as collateral security/margin money against loans to be availed of by the surrenderee from any bank for self-employment.
In the event of a surrenderee being able to secure any Government job, this amount shall not be given to the surrenderee.

The surrendered Maoists who are presently drawing monthly stipend of Rs.2000/- shall be eligible to receive Rs.4000/- as monthly stipend instead, for a total period not exceeding 36 months, from the date of his/her surrender. The surrenderees who have meanwhile completed drawing the monthly stipend @ Rs. 2000/- for 2 years as on the date of issue of this notification shall be entitled to draw the enhanced stipend for an additional period of 1 year.

**TRIAL OF OFFENCES & BAIL**

Crimes committed by the surrenderee will continue to be tried in the courts.

The cases of surrenderees will be reviewed by SC for consideration for grant of bail.

The SC may send a proposal to the Government for the withdrawal of such cases pending against the surrenderees, as it deems fit. The State Government may, after due consideration, accept or reject such proposal.

Surrendered Naxalites/Maoists shall be entitled to get free legal services/aid from the State Government as per rule.

Non Bailable Warrants pending against the surrenderees shall be considered for disposal execution according to the law.

The State Government may annually review working of the scheme and may modify its provisions, if necessary.

The Notification No. 2396-PL dt. 21-06-2010 read with corrigendum No 2863-PL dt. 28-07-2010, No. 3431-PL dt. 11.8.2011 read with No. 1128-PL dt. 6-3-2012 is modified to the above extent.

This Notification is issued in concurrence with Finance (Audit) Deptt. Group-D vide their U.O. No. D-388/3 dated 18-09-2013. This Notification will come into force w.e.f. the date of its issue.

Joint Secretary to the Govt. of West Bengal
Copy forwarded for information and taking necessary action to:

1. The Director General & Inspector General of Police, West Bengal, Nabanna, Howrah;
2. Principal Accountant General (A&E), West Bengal;
3. Principal Accountant General (Audit), West Bengal;
4. Commissioner of Police, ____________________________;
5. Addl. D.G., I.B. West Bengal;
6. I.G., BSF, Paschim Medinipur;
7. I.G., C.R.P.F., West Bengal, Paschim Medinipur;
8. I.G., Operations, West Bengal, Paschim Medinipur;
9. District Magistrate, ____________________________ - with the request to communicate this order to the Sub-Divisional Officers under his/ her control;
10. D.I.G., Paschim Medinipur Range;
12. Superintendent of Police, ____________________________ - with the request to communicate this order to the Sub-Divisional Police Officers under his/ her control;
14. Under Secretary to the Government of India, Ministry of Home Affairs, Naxal Management Division, North Block, New Delhi-110 001.
15. Joint Secretary (NM) to the Government of India, Ministry of Home Affairs, Naxal Management Division, North Block, New Delhi-110 001;
16. Office Copy.

Joint Secretary to the Govt. of West Bengal
GOVERNMENT OF WEST BENGAL
HOME DEPARTMENT
‘NABANNA’
325, SARAT CHATTERJEE ROAD
HOWRAH – 711 102

No.1539-PL/HP/BMC/SRE-12/13

Dated the 6th June, 2014

NOTIFICATION

In continuation of this Department Notification No.3235-PL/HP/BMC/SRE-12/13 dated 5th December, 2013 laying down a set of policy guidelines for surrender and rehabilitation of Naxalites/Maoists in order to encourage them to join the national mainstream and not to return to the fold of Naxalite/Maoist movements, the Governor has further been pleased to provide the following additional benefits to the surrendered Naxalite/Maoists in addition to the existing benefits of Surrender-cum-Rehabilitation Policy:

1. House Rent of Rs.2500/- per month per surrendered Maoists.
2. Medical Assistance limited to Rs.500/- per month per person upto a maximum of Rs.2500/-per month per family with a provision for providing free medicines in the Government hospitals and Health Centres.
3. Children Education Assistance limited to Rs.500/- per month per child till the Higher Secondary stage and Rs.1500/- per child per month for college going students.
4. Higher allowance may be considered by the Government in case of students pursuing professional courses. District Rehabilitation Committees (DRC) will approach the Government in the Home Department for approval of such specific cases. DRC will also take steps for providing free education and free supply of books for students of such families in Government and Government-aided/sponsored schools, colleges and similar professional institutions.

The Notification No.3235-PL/HP/BMC/SRE-12/13 dated 05/12/2013 is modified to the above extent.

This Notification is issued in concurrence with Finance (Audit) Department, Group – ‘D’ vide their U/o No. 124/3 dated 05/03/2014.

(N. Ghoshal)
Joint Secretary to the Government of West Bengal