



राष्ट्रिय मानव अधिकार आयोग

National Human Rights Commission

केन्द्रिय कार्यालय, Central Office

हरिहर भवन, पुल्चोक, ललितपुर, HariharBhawan, Pulchowk, Lalitpur, Nepal



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Press Note

August 7, 2013

Institute a probe with immediate effect into the Murder of Krishna Prasad Adhikari: Chairperson

NHRC Chairperson Kedar Nath Upadhyay has requested Home Minister Madhav Prasad Ghimire to promptly proceed the investigation process in connection with the case of murdered Krishna Prasad Adhikari.

The NHRC Chair Upadhyay had urged this to Home Minister Madhav Prasad Ghimire at a program held at the Commission.

Stating that it is not legal to hold back the probe into accused persons on the ground of Government's decision not to proceed with the investigation on the cases of conflict period, the Chairperson said that the victims must have to be delivered with justice.

The Chairperson stressed on the guarantee of justice to the parents of deceased Adhikari who have been staging fast unto death demanding justice.

Speaking on the occasion, Home Minister Ghimire said that the Government of Nepal was absolutely sensitive towards the series of struggles by the family of deceased Adhikari for justice and the Government was doing best possible to establish measures for the justice delivery to them.

Home Minister, however, informed that since the government has decided on June 12, 2006 to not proceed with the investigation on the cases of conflict period, there is a legal obscurity to proceed with the investigation on the case of murdered Krishna Prasad Adhikari.

Speaking on the occasion, Commissioner Ram Nagina Singh pointed out that it is legally contradictory that the decision is dispensed on the relief and reparation to be made on the case related to the murdered Krishna Prasad Adhikari as per the recommendation of the Commission while on the other hand the government to remain tightfisted to take legal action against the perpetrators.

At the program, stressing on launching the independent investigation on the cases of murdered Adhikari, Member / Spokespersons Gauri Pradhan said that the victims have to be rehabilitated in the home of their habitual residence with dignity.

Pointing out the government's decision to stop the investigation with regard to the incidents of human rights violations without consulting the Commission, Member Pradhan said that the



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regular justice delivery process to the victims has become yet complex due to the lack of coordination and collaboration between the Government authorities.

Note:

Adhikari's parents Nanda Prasad Adhikari and Ganga Maya Adhikari had started fast unto death for the last fifteen days demanding justice. They were admitted to Bir Hospital after their health condition deteriorated.

The 19-year-old Krishna Prasad Adhikari, the resident of Fujel Village Development Committee, Ward – 7 of Gorkha district was abducted from Bakulahar Chok, Ratnanagar Municipality, Ward - 1 of Chitwan district by the then Maoists cadres on June 5, 2004 and murdered a day after his abduction on June 6, 2004. Soon after the incident, the family members of deceased Adhikari had registered FIR against few persons involved in the murder of Adhikari .

Following the series of threats received upon filing the case, entire Adhikari family including elder brother Noor Prasad Adhikari fled their hometown of Fujel VDC in Gorkha on December 25, 2007.

The National Human Rights Commission, upon conducting the investigation on April 5, 2009, had recommended to the Government of Nepal to probe into the incident of criminal offence demanding the relief and reparations to the victim's family and to create an environment for their safe return to the village.

Bed Prasad Bhattarai

Acting Secretary