

**BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION,  
THIRUVANANTHAPURAM**

**Present: Mr.Justice N.Dhinakar,  
Hon'ble Chairperson**

Dated this the 23rd July, 2010.

**H.R.M.P.No. 321 of 2009**

Petitioner : Thankam Somaraj,  
Mavuvila, Thoonganpara, Kattakkada &  
12 others.

Respondents :

**ORDER**

The complaint of the petitioners is that Muraleedharan Nair, Radhakrishnan and Jaya are running an institution in the name and style of "Sree Karunalaya" with registration No.3123/05 in their area and the institution is said to be for mentally retarded children and in the said institution the boys and girls are not separately accommodated and there are no facilities which are required in an institution meant for such children. In the petition it is further stated that the girl inmates are sexually exploited by the management and many outsiders are also visiting. According to the petitioners on the complaint received earlier the Sub Inspector of Police, Maranalloor Police Station inspected the institution and later directed the authorities to send back the children to the parents but still 3 inmates are residing in the institution..

In the report sent by the Director of Social Welfare it is stated that the averments are more or less true. It is stated in the report that the District Social Welfare Officer (DSO) visited the institution, questioned the authorities and asked

for the records for perusal and they gave vague answers by saying that the accounts books are with the auditors for auditing and records are given to the Office of the Superintendent of Police (Rural), Thiruvananthapuram and Maranalloor Police Station and on verification at Maranalloor Police Station it came to the knowledge that no such records were given to the Police Station. According to the report the authorities of the institution did not even give the registration certificates or registration number of the institution and only stated that they do not possess such certificates and that it came to the knowledge that the institution has no approval from the Central Government or National Trust for accommodating mentally retarded children and that the neighbours complained about the visitor's visiting the institution in intoxicated stage and cries being heard from inside the institution.

In view of the above report the Director of Social Welfare will initiate appropriate steps to conduct a thorough enquiry after giving opportunity to the authorities of the said institution and the petitioners and then initiate appropriate action against those who are found guilty.

With the above direction the petition is closed.

Justice N.Dhinakar,  
Chairperson.