

## Chapter 8 Confronting Marginalisation

**1. List two Fundamental Rights in the Constitution that Dalits can draw upon to insist that they be treated with dignity and as equals. Re-read the Fundamental Rights listed on page 14 to help you answer this question.**

**Answer** The two fundamental rights that Dalits can draw upon to insist that they be treated with dignity and as equals are:

1. Right to Equality: All persons are equal before the law. No citizen can be discriminated against on the basis of his or her socioeconomic background, caste, religion etc. Every person has equal right of access to all public places.
2. Right to Freedom: This includes the right to freedom of speech and expression, the right to move freely, the right to form associations, the right to reside in any part of the country and the right to practise any kind of profession, occupation or business.

**2. Re-read the story on Rathnam as well as the provisions of the 1989 Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act. Now list one reason why you think he used this law to file a complaint.**

**Answer** The Scheduled Castes and the Scheduled Tribes Prevention of Atrocities Act, 1989 seeks to punish those who humiliates or ill-treats the member of dalit or tribal groups. Rathnam sought the support of law, filing his complaint under the above Act to protect against the domination and violence of the powerful castes in his village.

**3. Why do Adivasi activists, including C.K. Janu, believe that Adivasis can also use this 1989 Act to fight against dispossession? Is there anything specific in the provisions of the Act that allows her to believe this?**

**Answer** The Adivasi activists including C.K. Janu believes that Adivasis can also use this 1989 Act to fight against dispossession because this Act guarantees the tribals not to be dispossessed from the land resources forcibly. They pointed specifically that this Act merely confirms what has already been promised to the tribal people in the Constitution that the land owned by any tribal people can not be sold to or bought by non-tribal people. In cases where this has happened, the constitution also guarantees that the right of the tribal people to repossess their land.