



Campaign Against Torture <campaignagainsttorture.india@gmail.com>

Concluded and No Further Action Required(CLD) - 301/34/8/2019-ad

1 message

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To: campaignagainsttorture.india@gmail.com
Cc: dr1.nhrc@nic.in

Fri, Jun 3, 2022 at 2:44 PM

Case No.- 301/34/8/2019-ad
NATIONAL HUMAN RIGHTS COMMISSION
(LAW DIVISION)
* * *
MANAV ADHIKAR BHAWAN, BLOCK-C,
G.P.O. COMPLEX, INA, NEW DELHI- 110023
Fax No.: 011-24651332 Website: www.nhrc.nic.in

Date : 03/06/2022

To,

DHANA KUMAR
C-3/441, THIRD FLOOR, JANAKPURI, NEW DELHI-110058, INDIA
WEST DELHI , DELHI
110058
Email- campaignagainsttorture.india@gmail.com , Mob No- 9870564190

Subject: Concluded and No Further Action Required(CLD) -301/34/8/2019-ad.

Sir/Madam,

With reference to your complaint/intimation dated 22/02/2019. I am directed to say that the matter was considered by the Commission on 03/06/2022. The Commission has made the following directions:

The matter relates to the custodial death of Mohammad Shakil in the custody of Saria Police Station in Giridih District of Jharkhand under mysterious circumstances on 21.02.2019.

The Commission vide its proceedings dated 11-03-2019 the matter was sent to Investigation Division for collecting the requisite report from the concerned authority, examine it and submit report.

Pursuant to the directions of the Commission, a report dated 15.06.2019 was received from the Superintendent of Police, Giridih, along with Viscera Report and Histopathological Examination Report, Final Cause of Death based on FSL Report. The reasons for non submission of the remaining reports were not furnished.

On 05-08-2020, the Commission took note of the contents of the report and directed that the case record be transmitted to the Investigation Division for analysis.

Pursuant to the directions of the Commission, the Director General (Investigations) had submitted his report as follows:-

"On scrutiny of the file it is found that this file has already been analyzed by the investigation division on 16.03.2020 and was sent to the Hon'ble Commission with recommendation to issue show cause notice to the Chief Secretary Government of

Jharkhand to grant adequate compensation to the NOK of the deceased. The Hon'ble Commission has considered the recommendation of the investigation division and directed the Law Division to issue show cause notice to the Chief Secretary Government of Jharkhand, as to why recommendation be made to the state to pay compensation of rupees three lacs to the NoK of the deceased Mohd. Shakil. "

The Commission considered the observations and recommendations of the DG (I) and vide its proceedings dated 18.2.2021 directed to issue a notice u/s 18 (a) (i) of the Protection of Human Rights Act, 1993, to the Government of Jharkhand, through its Chief Secretary, to show cause within six weeks, as to why the Commission should not recommend payment of Rs.3,00,00/- (Rupees Three Lac only) as compensation to the next-of-kin of the deceased Mohd. Shakil.

Despite notices to the Government of Jharkhand, no response is received to controvert the finding of the Commission. Therefore, a recommendation is hereby made for payment of compensation of Rs. 3 lakhs to the next of kin of deceased by the Govt. of Jharkhand, and the Chief Secretary, Govt. of Jharkhand is directed to ensure disbursement of the compensation in a period of six weeks and inform the Commission of the compliance.

With the above direction the case is closed.

This is for your information.

Your's faithfully


Sd/-

Indrajeet Kumar
DEPUTY REGISTRAR (LAW)
M-2 Section
Ph. No. 011-24663276
Email. dr1.nhrc@nic.in

CC to

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1. This is a system generated email sent using email-id nhrc.india@nic.in. However, this email-id cannot be used to send any communication to the Commission. If needed, the email-id cr.nhrc@nic.in may be used to send communications to the Commission, mentioning the case number mentioned above.
 2. For latest information about the Commission, visit our website at <https://nhrc.nic.in> .
 3. For lodging/ tracking of complaints and uploading of action taken reports by Public Authorities, HRCNet Portal at <https://hrcnet.nic.in> may be visited.
 4. For general information, follow us at twitter handle (https://twitter.com/India_NHRC) and subscribe YouTube channel of the Commission at <https://www.youtube.com/NationalHumanRightsCommission> .

2 attachments

 **2268-IN-2019.pdf**
781K

 **DiaryDetails.pdf**
75K