



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

Concluded and No Further Action Required - 3121/22/15/2021-WC

1 message

nhrc.india@nic.in <nhrc.india@nic.in>
To: campaignagainsttorture.india@gmail.com
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Tue, Sep 20, 2022 at 9:00 PM

Case No.- 3121/22/15/2021-WC
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 : 20/09/2022

To,

AMAL KANTI CHAKMA
C-3/441, THIRD FLOOR, JANAKPURI, NEW DELHI
SOUTH WEST DELHI , DELHI
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Email- campaignagainsttorture.india@gmail.com , Mob No- 9667912667

Subject: Concluded and No Further Action Required -3121/22/15/2021-WC.

Sir/Madam,

With reference to your complaint/intimation dated 02/12/2021. I am directed to say that the matter was considered by the Commission on 20/09/2022. The Commission has made the following directions:

The Commission received a complaint from Sh. Amal Kanti Chkma, a resident of South West Delhi, Delhi, alleging that that a 25 year old woman was raped by Constable Murugan (41 years) attached to Thilagar Thidal police station at Sellur area in Madurai under Madurai district of Tamil Nadu on the intervening night of 27 November 2021. The victim, who worked in a shop in Avaniapuram, a resident of Madurai area under Madurai district of Tamil Nadu, stated that on 27 November 2021 night she was allegedly raped by police personnel when she was returning home after watching a movie with one of her male colleagues Mahesh. The accused police personnel was identified as Constable Murugan belonging to Thilagar Thidal police station, Madurai. The victim alleged that after a brief interrogation they were verbally abused and threatened by the accused constable who further demanded money from them. Thereafter, the accused forcefully snatched Mahesh's cell phone and his wallet and allegedly withdrew Rs 30,000 from Mahesh's bank account by using victim's ATM card. Then, the police asked her colleagues Mahesh to leave the spot and saying he would drop her at her house safely. However, instead of dropping her at her home the accused constable Murugan took the victim to a lodge and allegedly raped her on the intervening night of 27 November 2021. After this, the offender threatened her to implicate in a false prostitution case if she reveal her ordeal.

The Commission took cognizance of the complaint on 20-12-2021 issued notice to the Chief Secretary, Government of Tamil Nadu and Direction General of Police, Government of Tamil Nadu calling for a report within a period of two weeks, failing which they shall appear before the Commission in person at 11:00 AM on 14-01-2022.

The Commission received a report dated:12-01-2022 from the Chief Secretary, Government of Tamil Nadu. It was stated in the report that the accused Murugan, police constable of Thilagar Thidal (Crime) Police station, Madurai, has been placed under suspension for the case registered against him in Crime No.37/2021 under section-366/342/37692)(a)/392/506(ii) of IPC in South All Women Police station, Madurai City based on the complaint of the victim on 29-11-2021 and the accused Murugan has been lodged at the Central Prison, Madurai. The Director General of Police has also assured that all efforts would be taken to ensure proper follow up in the investigation and trial and sincere steps would be pursued to file the final report within the mandatory period.

Vide its proceedings dated 11.4.2022 the Commission has considered the matter, observed and directed thus:-

"The Commission has perused the report dated:12-01-2022 received from the Chief Secretary, Government of Tamil Nadu whereby it was stated that the accused Murugan, police constable of Thilagar Thidal (Crime) Police station, Madurai, has been placed under suspension for the case registered against him in Crime No.37/2021 under section-366/342/37692)(a)/392/506(ii) of IPC in South All Women Police station, Madurai City based on the complaint of the victim on 29-11-2021 and the accused Murugan has been lodged at the Central Prison, Madurai. The Commission consider it is a heinous kind of human right violation if a woman is raped by the protector of the law itself, as in present case where one police constable raped woman. The Chief Secretary, Government of Tamil Nadu is directed to provide the adequate monetary compensation to the victim and transmit the copy of the proof of compensation so made to the Commission within eight weeks positively".

In pursuance of the same, Commission received report from Addl. Chief Secretary to the Government of Tamil Nadu stating that as per direction of the Commission a sum of Rs. 4,00,000/-(Four Lakhs) has been sanctioned to the victim. Crime No.37/2021 u/s 366/342/37692)(a)/392/506(ii) of IPC in South All Women Police station, Madurai City based on the complaint of the victim on 29-11-2021 and the accused has been sent to Central Prison, Madurai. The matter is sub-judice before competent Court . There remains nothing to be interfered by the Commission. Hence, reports are taken on record and case is closed.

This is for your information.

Your's faithfully

Sd/-

Mukesh
DEPUTY REGISTRAR (LAW)
M-3 Section
Ph. No. 011-24663317
Email. ar3.nhrc@nic.in

CC to

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