

Case Details of File Number: 1417/25/15/2016-PF

Diary Number	168700/CR/2016
Name of the Complainant	KIRITY ROY, SECRETRAY (MASUM) AND NATIONAL CONVENER (PACTI)
Address	BANGLAR MANABADHIKAR SURAKSHA MANCHA, 40A, BARABAGAN LANE (4TH FLOOR), BALAJI PLACE, SHIBTALA, SRIRAMPUR, HOOGHLY , WEST BENGAL
Name of the Victim	RANJIT DAS S/O LATE. HAZUPADA DAS
Address	VILLAGE. SWARUPDAHA, BLOCK. SWARUPNAGAR, PO. HAKIMPUR, PS. SWARUPNAGAR, NORTH 24-PARGANA , WEST BENGAL
Place of Incident	VILL. SWARUPDAHA, PS. SWARUPNAGAR NORTH 24-PARGANA , WEST BENGAL
Date of Incident	1/2/2016
Direction issued by the Commission	<p>These proceedings should be read in continuation of the earlier proceedings of the Commission dated 5.7.2017. The matter related to the physical torture of a victim Ranjit Das by the BSF personnel on 2.1.2016 at 5.30 P.M. On the written report of the victim Swarup Nagar PS FIR No. 01/2016 dt. 2.1.2016 u/s 341/323/325/308/34 IPC was registered and investigation was taken U.P. During investigation the I.O. found that the accused persons were absconded and after investigation the I.O. submitted chargesheet in the Court vide CS No. 638/18 dt. 28.8.2016 against the accused persons showing them as absconders. Report dt. 6.2.2017 received from Under Secretary, Ministry of Home Affairs forwarded a report dt. 1.2.2017 of Dy. Inspector General (Ops.) BSF, indicated that the erring officials were also subjected to a disciplinary action by their disciplinary authorities. The Commission carefully considered the materials on record and took note of the facts and circumstances of the case. The conduct of the erring BSF Jawans who were also public servants towards the victim established a strong prima facie case of human rights violation of the victim, though they were exonerated by the disciplinary authorities for the absence of the victim's statements, the trial of the erring officials still pending. In the circumstances, the Secretary, Ministry of Defence, Government of India be directed to show cause u/s 18 (a) (i) of PHR Act, 1993 as to why a compensation of Rs.25,000/- (Rupees Twenty Five Thousand) should not be recommended to be paid to the victim within six weeks positively.</p>
Action Taken	
Status on 3/24/2018	