

Case Details of File Number: 1648/25/15/2015

Diary Number	191332
Name of the Complainant	KIRITY ROY, SECRETARY (MASUM) AND NATIONAL CONVENER (PACTIO)
Address	40 A, BARABAGAN LANE, (4TH FLOOR), BALAJI PLACE, SHIBTALA SRIRAMPUR, HOOGHLY , WEST BENGAL
Name of the Victim	RASHID MONDAL S/O LATE. ATEL ALI MONDAL
Address	VILLAGE. GOBRA, PO. GOBINDAPUR, PS. SWARUPNAGAR, NORTH 24-PARGANA , WEST BENGAL
Place of Incident	SWARUPNAGAR NORTH 24-PARGANA , WEST BENGAL
Date of Incident	7/31/2015
Direction issued by the Commission	<p>These proceedings shall be read in continuation of the proceedings dated 30.10.2015. Commission directed to transmit the petition to the concerned authorities calling for the report in four weeks. Commission had perused the complaint of Sh.Kirti Roy, Secretary MASUM. It is alleged that Rashid Mondal an Agrarian daily labourer cultivate small piece of land as share cropper. On 31.7.2015 at around 7AM ,Rashid and his wife after depositing their ID Cards with the BSF went to cultivate the land of Sh.Biswajit Ghosh closed to the Gate No.18. While they were busy , 3 BSF personnels started beating Rashid mercilessly . He was subjected to un-provoked in-human torture. He was treated for the injuries received after admission at Saraphool Rural Hospital. He was discharged from Hospital on 12.8.2015. A FIR was lodged at Crime No.687/2015 at Swarupnagar Police station u/s.341323,325, 34 IPC against the BSF personnels. Pursuant to the notice Under Secretary to the Govt. of India, Ministry of Home Affairs submitted report of Director General Border Security Force with communication dated 27.1.2016. The report had also been received by SP North, 24 Parganas , West Bengal. In both the report this fact find mentioned that in Crime No.687/2015 after investigation charge sheet has been submitted against CT, Hitender Singh 091220851 (2). 133201419 CT Kuldeep Singh Chaturvede (3). 1311291296 CT Vanlal Nghaka of Coy 26 Bn BSF BOP Gobra under PS Swarupnagar Distt. North 24 Parganas West Bengal. Commission had considered the two reports. The submission of Chargesheet in court after investigation, is a prima facie proof of the fact, that BSF personnels have acted beyond their authority in causing injuries to Rashid and thereby have violated the human rights of life of the victim. Commission thus directs that a notice u/s.18(a)(1) of PHR Act 1993 be issued to the Secretary , Ministry of Home Affairs, Govt. of India to file response as to why the Commission should not recommend monetary compensation to be paid to the victim Rashid Mondal for violation of his human rights by the BSF personnels named above. The response be filed in four weeks.</p>
Action Taken	
Status on 3/24/2018	

