

## National Human Rights Commission

<b>Diary No</b>	145206	<b>Case / File No</b>	1628/25/4/2012-AD
<b>Victim Name</b>	UTTAM MAL (DECEASED) S/O NIMAI MAL	<b>Registration Date</b>	22/10/2012

**Action List** (Click on Action given in blue color to view details)

Action No.	Action	Authority	Action Date	Due Date	Completion Date
14	<a href="#">Relief granted [Compensation, Disciplinary &amp; Prosecution]</a>	THE CHIEF SECRETARY GOVT OF WB	18/02/2019	30/04/2019	
13	<a href="#">Additional Information Called for</a>	THE SECRETARY ADDL. SECRETARY, HOME AND HILLS AFFAIRS, DEPTT, WB	12/07/2018	20/09/2018	
12	<a href="#">Additional Information Called for</a>	THE COMMISSIONER OF POLICE ASANSOL, DURGAPUR, WEST BENGAL	04/04/2018	06/06/2018	
11	<a href="#">Show Cause Notice Issued (Comments)</a>	THE CHIEF SECRETARY GOVT. OF WAEST BENGAL, KOLKATA	04/04/2018	06/06/2018	
10	<a href="#">Sent to DG(I), NHRC</a>	BURDWAN, WEST BENGAL	14/03/2018	14/03/2018	
9	<a href="#">Sent to DG(I), NHRC</a>	BURDWAN, WEST BENGAL	11/12/2017	05/02/2018	
8	<a href="#">Additional Information Called for</a>	THE DISTRICT JUDGE, BURDWAN, WEST BENGAL	11/07/2017	21/08/2017	14/11/2017
7	<a href="#">Additional Information Called for</a>		09/05/2017	17/06/2017	
6	<a href="#">Additional Information Called for</a>		12/06/2015	10/08/2015	
5	<a href="#">Additional Information Called for</a>	THE COMMISSIONER OF POLICE ASANSOL-DURGAPUR, WEST BENGAL	12/06/2015	10/08/2015	15/09/2015

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**Expand All Action List****Action****Action : Relief granted [Compensation, Disciplinary & Prosecution](Action No 14)**

<b>Action Date</b>	18/02/2019	<b>Due Date</b>	30/04/2019	<b>Completion Date</b>	
<b>Authority</b>	THE CHIEF SECRETARY, GOVT OF WB				
<b>Proceeding</b>	<p>Finding prima facie that deceased Uttam Mal lost his life due to police beatings and his human rights were grossly violated, the Commission vide its proceedings dated 04.04.18 directed the Chief Secretary, Govt. of West Bengal to show cause as to why a sum of Rupees Five Lakhs as monetary compensation be not recommended to be paid to the NoK of the deceased.</p> <p>In response to the Show Cause Notice dated 23.04.18, the Additional Secretary to the Govt. of West Bengal, Home &amp; Hill Affairs Department vide letter dated 09.10.18 informed that the investigation of the case was entrusted to the Detective Department of ADPC and after completion of investigation the I.O. submitted final report as mistake of fact which was filed in the Court of ACJM, Durgapur vide PS FRMF No. 62/18 dated 24.05.18. The State Govt. has submitted that it is not a fit case for recommendation for payment of monetary compensation.</p>				

The Commission has considered the material placed on record and is of the view that the explanation offered by the Additional Secretary, Govt. of West Bengal, Home & Hill Department is vague and is not acceptable. The Commission, therefore rejects the reply to the Show Cause Notice and for the reasons mentioned in the proceedings dated 04.04.18 reiterates its earlier findings and recommends to the Govt. of West Bengal to pay a sum of Rupees Five Lakhs as monetary compensation to the NoK of the deceased Uttam Mal. The Chief Secretary, Govt. of West Bengal to submit compliance report along with proof of payment within four weeks positively.

Put up after four weeks.

#### Secondary Action List

Secondary Action No	Secondary Action	Secondary Action Date	Secondary Action Due Date	Secondary Completion Date
1	Grant of Compensation	18/02/2019	30/04/2019	

#### Complaint

Diary No	145206	Section	FC
Language	ENGLISH	Mode	FAX
Received Date	19/10/2012	Complaint Date	10/10/2012
Gist			

#### Victim

<b>Victim Name</b>	UTTAM MAL (DECEASED) S/O NIMAI MAL	<b>Gender</b>	Male
<b>Religion</b>	Hindu	<b>Cast</b>	Unknown
<b>Address</b>			
<b>District</b>		<b>State</b>	
<b>Address</b>	R/O VILL. JHARUA, PO. SENDA JAMUAR, PS. RAGHUNATH GANJ,		
<b>District</b>	MURSHIDABAD	<b>State</b>	WEST BENGAL

#### Complainant

<b>Name</b>	KIRITY ROY, SECRETARY (MASUM) & NATIONAL CONVENER (PACTI)		
<b>Mobile</b>		<b>Email</b>	
<b>Address</b>	BANGLAR MANABADHIKAR SURAKSHA MANCHA, 40A, BARABAGAN LANE (4TH FLOOR), BALAJI PLACE, SHIBTALA, SRIRAMPUR,		
<b>District</b>	MURSHIDABAD	<b>State</b>	WEST BENGAL ( 712203 )

#### Incident

<b>Incident Place</b>	PS. B-ZONE, POLICE OUTPOST, DU	<b>Incident Date</b>	01/09/2012
<b>Incident Category</b>	ALLEGED CUSTODIAL DEATHS IN POLICE CUSTODY		
<b>Incident District</b>	BURDWAN	<b>Incident State</b>	WEST BENGAL

**Incident Details****Cause List**

<b>List No</b>	<b>Case / File No</b>	<b>Listing Date</b>	<b>Category</b>
7	1628/25/4/2012-AD	21/05/2018	COMPLIANCE REPORT CASES
6	1628/25/4/2012-ad	27/02/2018	COMPLIANCE REPORT CASES
5	1628/25/4/2012-AD	18/09/2017	COMPLIANCE REPORT CASES
4	1628/25/4/2012-AD	20/06/2017	COMPLIANCE REPORT CASES
3	1628/25/4/2012-AD	03/09/2015	FOR FINAL DISPOSAL
2	1628/25/4/2012-ad	02/06/2015	FOR FINAL DISPOSAL
1	1628/25/4/2012-AD	16/01/2015	FOR FINAL DISPOSAL