

NATIONAL HUMAN RIGHTS COMMISSION
(LAW DIVISION)
FARIDKOT HOUSE
COPERNICUS MARG, NEW DELHI - 110 001

Dated 05/05/2012

Case No. 1923/13/16/2010-WC

To

.7 MAY 2012

SUHAS CHAKMA, DIRECTOR
ASIAN CENTRE FOR HUMAN RIGHTS, C-3/441-C, JANAKPURI,
NEW DELHI
WEST DELHI, DELHI.
(Pin Code -110058)

Sir/Madam,

With reference to your complaint dated 11/10/2010, I am directed to say that the matter was considered by the Commission on 03/05/2012. The Commission has made the following directions.

These proceedings shall be read in continuation of the earlier proceedings of the Commission dated 9.1.2012.


In response, a letter dated 19.4.2012 has been received from Joint Secretary to the Government of Maharashtra, Home Department, Mantraya, Mumbai along with the proof of payment of Rs.25,000/- made to Km. Shweta Ramdas Nandi.

The Commission has considered the report. The recommendations made by the Commission have been complied with. The report is taken on file. The case is closed.

The proceedings be forwarded to I.O. of NHRC and the person who got the relief.

This is for your information.

Yours faithfully,


ASSISTANT REGISTRAR(LAW)

Assistant Registrar(LAW)
Tel. No.: 011-2338 5368
Fax No.: 011-2338 6521
Telegraphic Add.: "HUMANRIGHTS"
Home Page : http://nhrc.nic.in

Case No. 1923/13/16/2010-WC

NATIONAL HUMAN RIGHTS COMMISSION
(LAW DIVISION)

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FARIDKOT HOUSE
COPERNICUS MARG, NEW DELHI - 110 001

Dated 29/06/2011

To

THE CHIEF SECRETARY
GOVT. OF MAHARASHTRA, MUMBAI

30 JUN 2011

Sub : Complaint from

SUHAS CHAKMA, DIRECTOR
ASIAN CENTRE FOR HUMAN RIGHTS, C-3/441-C,
JANAKPURI, NEW DELHI
WEST DELHI DELHI. 110058

Sir/Madam,

I am directed to say that the matter was considered by the Commission on 23/06/2011 and the Commission has directed as follows.

These proceedings shall be read in continuation of the earlier proceedings of the Commission dated 25.4.2011.

The matter rested thus when an undated letter of April 2011 has been received from Dy. Secretary to the Government of Maharashtra, Home Department, Mumbai. Perusal of the same reveals that challan has been filed in the court against accused Dhananjay Madne, a police Constable. He has been placed under suspension. He has not done the alleged act while on duty or while victim in his lawful custody. It, therefore, cannot be said that the state is liable to pay compensation. It is only after the accused is convicted, the concerned court has to consider grant of compensation. The Commission is therefore, requested to drop or defer the proceedings.

The Commission has considered the report. It is not disputed that accused Dhananjay Midne is a Constable. It was his duty to prevent commission of any crime rather he himself perpetrated the crime on hapless victim Shweta Ramdas Nandi in the presence of her friend Arshad Hassan Ali. The human rights of the victim have been violated. In these circumstances, the Commission feels that grant of interim relief to the victim is justified. An amount of Rs. 25,000/- (Rupees Twenty Five Thousand only) is recommended to be paid as monetary relief to the victim. Chief Secretary, Govt. of Maharashtra, Mumbai is called upon to send the proof of payment made to the victim. Response in four weeks.

It is therefore, requested that the compliance report in the matter be sent to the Commission latest by 03/08/2011, so that the same could be placed before the Commission.

Yours faithfully,

ASSISTANT REGISTRAR (LAW)

CC To,

1923/13/16/2010

SUHAS CHAKMA, DIRECTOR
ASIAN CENTRE FOR HUMAN RIGHTS, C-3/441-C,
JANAKPURI, NEW DELHI
WEST DELHI, DELHI.
(Pin Code-110058)

