

**NATIONAL HUMAN RIGHTS COMMISSION**  
**(LAW DIVISION)**  
MANAV ADHIKAR BHAWAN, BLOCK-C, G.P.O. COMPLEX,  
INA, NEW DELHI- 110023

Dated 15/01/2019

Case No. 25395/24/44/2010-ad

To

14 FEB 2019

SUHAS CHAKMA, DIRECTOR  
NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE,  
C-3/441-C, JANAKPURI,  
WEST DELHI, DELHI.

Sir/Madam,

With reference to your complaint dated 28/06/2010, I am directed to say that the matter was considered by the Commission on 08/01/2019. The Commission has made the following directions.

*By its proceedings dated 04.08.2016 has recommended to the Govt. of Uttar Pradesh to pay an amount of Rs. One Lakh as monetary compensation to the NoK of the deceased. The Chief Secretary, Govt. of Uttar Pradesh was required to submit the compliance report along with proof of payment within 6 weeks.*

*In response to summons, Special Secretary, Government of Uttar Pradesh vide communication dated 28.12.2018 has forwarded a copy of the receipt regarding payment Rs. One Lakh as monetary compensation to the wife of the deceased.*

*In view of compliance of the recommendation of the Commission, the case is closed. The Video Cassette/ CD of autopsy, if any, may be sent to the concerned authority.*

This is for your information.

Yours faithfully,



ASSISTANT REGISTRAR(LAW)

CC :-

**Case Details of File Number: 25395/24/44/2010-AD****Diary No:** 78845**Name of the Complainant:** SUHAS CHAKMA, DIRECTOR**Complainant Address:** NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE, C-3/441-C, JANAKPURI,**Name of the Victim:** ANSAR AHMED, GRP PERSONNAL**Place of Incident:** SAINI POLICE STATION**Date of Incident:** 27/06/2010**Action Taken:**

By its proceedings dated 04.08.2016 has recommended to the Govt. of Uttar Pradesh to pay an amount of Rs. One Lakh as monetary compensation to the NoK of the deceased. The Chief Secretary, Govt. of Uttar Pradesh was required to submit the compliance report along with proof of payment within 6 weeks. In response to summons, Special Secretary, Government of Uttar Pradesh vide communication dated 28.12.2018 has forwarded a copy of the receipt regarding payment Rs. One Lakh as monetary compensation to the wife of the deceased. In view of compliance of the recommendation of the Commission, the case is closed. The Video Cassette/ CD of autopsy, if any, may be sent to the concerned authority.

**Status :** Action Taken On 08/01/2019**Action Due Date:** 08/01/2019

### Case Details of File Number: 25395/24/44/2010-AD

**Diary No:** 78845

**Name of the Complainant:** SUHAS CHAKMA, DIRECTOR

**Complainant Address:** NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE, C-3/441-C, JANAKPURI,

**Name of the Victim:** ANSAR AHMED, GRP PERSONNAL

**Place of Incident:** SAINI POLICE STATION

**Date of Incident:** 27/06/2010

**Action Taken:**

Finding, prima facie, that Ansar Ahmad died as a result of medical negligence, the Commission vide its proceedings dated 04.08.2016 had recommended to the Govt. of Uttar Pradesh to pay an amount of Rs. One Lakh as monetary compensation to the NoK of the deceased. In response to the recommendation of the Commission, Special Secretary, Govt. of Uttar Pradesh vide communication dated 09.08.2017 had submitted that according to Dr.G.P.Singh, who had conducted medical examination of Ansar Ahmed at CHC, Sirathu, Kaushmbi, found him in good health and also did not find any requirement of medical facility. The deceased was handed over to the police after the medical examination. Hence, no negligence on the part of the doctor was found during medical examination. It was also opined that the possibility of injuries being inflicted on the body of the deceased after the medical examination had been conducted could not be ruled out. In view of the above, the Commission had been requested to close the case. Upon consideration of the response submitted by the State Government, the Commission found no merit in it and inter alia observed and directed as under: "The submissions made by the State Government in its response to the recommendation had already been considered by the Commission while issuing show cause notice. The fact, however, remains that the State is vicariously liable for the death of Ansar Ahmed as either the doctor who examined him at CHC was negligent or he had died as a result of police beating after he was handed over to the police., therefore, reiterates its recommendation and directs the Govt. of Uttar Pradesh to pay an amount of Rs.One Lakh as monetary compensation to the next of kin of the deceased Ansar Ahmed and submit the compliance report along with proof of payment within six weeks." Despite reminder dated 27.07.2018, no response has been received from Chief Secretary, Govt. of Uttar Pradesh till date. Under these circumstances, the Commission is constrained to issue summons to the Chief Secretary, Govt. of Uttar Pradesh to appear before the Commission on 10.01.2019 along with the proof regarding payment of Rs.One Lakh as monetary compensation to the next of kin of the deceased Ansar Ahmed. Should, however, the proof of payment be received in the Commission on or before 2.01.2019 personal appearance of Chief Secretary, Govt. of Uttar Pradesh shall stand dispensed with.

**Status :** Action Taken On 24/10/2018

**Action Due Date:** 02/01/2019

# National Human Rights Commission

New Delhi, India



## Case Details of File Number: 25395/24/44/2010-AD

Diary Number	78845
Name of the Complainant	SUHAS CHAKMA, DIRECTOR
Address	NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE, C-3/441-C, JANAKPURI, WEST DELHI, DELHI
Name of the Victim	ANSAR AHMED, GRP PERSONNAL
Address	AS ABOVE KAUSHAMBI, UTTAR PRADESH
Place of Incident	SAINI POLICE STATION KAUSHAMBI, UTTAR PRADESH
Date of Incident	6/27/2010
Direction issued by the Commission	In the aforesaid cases, the Commission had recommended monetary compensation/relief to the victim/next of kin of the deceased persons and Chief Secretaries of the concerned States were required to submit compliance report along with proof of payment. Despite reminder, proof of payment has not been received in these matters. Chief Secretaries of the concerned States are again directed to ensure that proof of payment is furnished to the Commission within four weeks positively.
Action Taken	<b>Additional Information Called for (Dated 7/19/2018)</b>
Status on 9/7/2018	Response from concerned authority is awaited.

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**Note:** For further details kindly contact **National Human Rights Commission, Manav Adhikar Bhawan Block-C, GPO Complex, INA, New Delhi - 110023**

**For Complaints :** Tel.No. 24651330, 24663333. Fax No. 24651332 E-Mail: [cr\[nhrc@nic\]in](mailto:cr[nhrc@nic]in)

**नोट:** अन्य जानकारी हेतु कृपया संपर्क करे राष्ट्रीय मानव अधिकार आयोग, मानव अधिकार भवन, ब्लॉक-सी, जी.पी.ओ. कम्प्लेक्स, आई.एन.ए., नई दिल्ली - 110023,

शिकायतों के लिए : फोन नं. 24651330, 24663333 फैक्स नं. 24651332 ई-मेल : [cr\[nhrc@nic\]in](mailto:cr[nhrc@nic]in)

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