

BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

File No. BHRC/Comp. 1640/14

Case of: Asha Devi: (Case of Compensation to the family of the victim boy murdered by police)

27.3.2015

Mr. Vinod Anand, Sr. Deputy Collector, Legal Section, Collectorate present.

He submits that under the Circular No. सा.का.नि. 896(V) dated December 23, 2011 of the government an amount of Rs. 5 lakh was sanctioned in favour of the petitioner but only amount of Rs. 3.75 lakh has been paid in terms of the said circular. As per the circular an amount of Rs. 5 lakh has to be paid in such cases. 75% at the time of occurrence and 25% at the time of conclusion of trial and receipt of P/M report.

If is further submitted that a new Circular has been issued in June 23, 2014 No. सा.का.नि. 416(V) by which the amount has been raised to Rs. 7 lakh. The Commission, without commenting on the merits of the circular, is of the view that the petitioner's case can be considered under the latest circular as the payment was not made immediately after report of post-mortem was received. The occurrence is of May 2014. Post mortem must have been carried on the day of the death and the report is dated 2.5.2014 but it has been referred to the Collector in January 2015.

Since it is not the fault of the petitioner that the post-mortem was not received till January 2015 therefore, the Commission feels that the petitioner is entitled to receive compensation in terms of the latest circular of June 2014. The balance of the compensation be paid within eight weeks.

DSP, Sachivalaya, Mr. Md. Shibli Nomani also later appeared. He submits that charge sheet has already been filed and the accused is facing the trial.

The matter is closed.

(Justice Bilal Nazki)
Chairperson