

## BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

Case No. BHRC/Comp.2857/14

**Sub: Mala fide arrest of a RTI activist.**

**Case of : Sh. Charan Singh (a RTI activist), vill. Saraiya, PO & PS- Dinara, distt. Rohtas**

Sh. Charan Singh (a RTI activist), vill. Saraiya, PO & PS- Dinara, distt. Rohtas had complained to the Commission that he asked for informations under RTI regarding Diesel Subsidiary from the Block Office which led to disclosure of serious irregularities reported in the press subsequently. He was arrested in a **false case** [Dinara PS Case No. 19/14 dt. 01.02.2014 u/s 341/ 447/ /353/ 386/34/IPC] lodged by Panchayat Secretary (Akora Panchayat) at the behest of Block Officials . **He had to remain in jail for 14 days.**

2. According to the initial response submitted by SP, Rohtas and DIG, Shahabad Range the case was initially supervised by , Sh. Lallan Singh, the then Police Inspector , Vikarmganj (now retired) who held the case true under F. I.R sections , DIG, Shahabad Range had to **intervene**. After reviewing the case, he ordered **Final- Report---- False** to be submitted in the case and prosecution of complainant Panchayat Secretary u/s 182/211/IPC for lodging a false case against the RTI activist. The A. S. I who arrested the petitioner submitted that he did it under the orders of his inspector who has since retired from service.

3. **Since the mala fide arrest of the petitioner, a RTI activist, was established the Commission asked for response from the Home Deptt.**

**Govt. of Bihar as to why a compensation of Rs. 50,000(Fifty Thousand) be not awarded to the petitioner for the Human Rights Violations he has suffered.**

**4. Home Deptt. Govt. of Bihar has informed (ओ० रा० मा० अ०-३४/२०१५/११४४२ dt. १३.१०.२०१५) that Govt. has sanctioned Rs. ५०,०००(Fifty Thousand) compensation to be paid to the petitioner and directed the DGP, Bihar to initiate departmental action against the Officers responsible and recovery of compensation amount from them.**

**5. Commission appreciates the action taken by the Government. Compliance of actions taken be communicated to the Commission by ३१<sup>st</sup> December, २०१५.**

**6. Copy of the order be sent to the (i) Principal Secretary, Home Deptt. , Govt. of Bihar (ii) DGP, Bihar (iii) DIG, Shahabad Range & (iv) SP, Rohtas for necessary action and to the (v) Petitioner for information.**

**7. The case be listed next on ०५<sup>th</sup> January, २०१६.**

**Date: १०.११.२०१५**

**Sd/-  
(Neelmani)  
Member**

**Registrar/Asstt. Registrar**