

## BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

File No. BHRC/Comp.2790/14

**Subject: Police apathy in a three year old brutal murder case.**

**Case of Smt. Kausalaya Devi, Distt. Madhepura.**

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Smt Kausalaya Devi, w/o Sh. Rajoram, v. Ratanpatti, PS. Murliganj, distt. Madhepura had complained to the Commission (in August, 2014) that her only son, Sanjay Ram(18 yrs.) was **brutally killed on 17.09.2012** in the village at the behest of local Sarpunch, Sh. Om Prakash Das and 18 other villagers including the brother of the present Mukhiya and due to the patronage by S.I, Mukesh Kumar Mukesh, SHO, Murliganj the accused are still at large despite her repeated requests to SP, Madhepura.

2. In the initial response submitted by SP, Madhepura on the basis of the report of SDPO, Sadar one accused Upendra Mandal was arrested on 31.07.2014 and the Court had been requested for issue of warrant which could not be received as told by SHO, Murliganj, PS. The petitioner has contradicted it. She informs that warrants against the all 19 accused were available at P.S prior to 31.7.2014 and the Officer who arrested Upendra Mandal was transferred the next day. SDPO, Sadar says he warned the SHO against slack investigation. According to SDPO, the second accused Rajendra Mandal has been arrested on 01<sup>st</sup> June, 2015 and police are trying to get proclamation/property attachment from the Court against the remaining accused.

3. **More than three years have passed. The case was held true against 19 accused persons out of which only two have been arrested so far. The response of the local police in the brutal murder case is abysmally poor.**

4. Commission, therefore, directs Sh. Kailash Prasad, SDPO, Sadar, Madhepura and S.I Mukesh Kumar Mukesh, SHO, Murliganj to appear before the Commission 25<sup>th</sup> August,2015 (Tuesday) at 12:00 hrs with following informations:-

(a) Dates on which warrants were obtained against all accused persons.

(b) When was the Court requested for issue of proclamation/ property attachment against remaining 17 accused persons?

(c) Action on the part of SHO and SDPO, Sadar to affect arrest of the accused persons.

5. Copy of the order be sent to SP, Madhepura to ensure attendance of the above officers as directed.

6. The petitioner shall also remain present on the said date and time in the Commission.

7. Copy of the order be **Faxed** to (i)**SP, Madhepura &** (ii) **SDPO, Sadar, Madhepura** for **necessary action** and to the (iii) **Petitioner** for information.

Date: 20.07.2015

S.P/DS

Sd/...  
(Neelmani)  
Member