

FILE NO. 4169/2016

19.05.2022

This proceeding has been initiated on an application received from Izhar Alam with the allegation that the then officer in-charge, Hajipur town Md. police station had implicated his son in false cases, one after other and demanding ₹1 lakh.

Considering the seriousness of the allegation, the State Commission directed the ADGP State Commission to conduct an inquiry and submit a detail report to the commission. An interim report has been received from the ADGP, from which it appears that on considering the application and reports, he has come to following conclusion that son of the applicant is accused in 6 cases. Record of 3 cases had been produced before him, from which it appears that he has been made accused on the basis of confessional statement of co accused and on the basis articles seized. However, TIP has not been conducted of the seized articles nor of the articles relate to those cases and that creates a short of suspicion. In view of that he has recommended for a detailed inquiry by IG Tirhut Range Muzaffarpur.

Agreeing with the recommendation of ADGP, State Commission, IG Tirhut Range has been directed to conduct a detail inquiry and submit report vide order dated 17/08/21.

Report of IG Tirhut range has been received which is kept at page 340 to 349/c.

Sending the above report of IG, again opinion of ADGP State Commission was sought, also which has been received and kept at page no. 350-352/c.

From perusal of report of ADGP State Commission, it appears that he has given opportunity to the applicant to produce evidence before him in support of allegation made in the application but no evidence has been produced. Report of IG Tirhut Range discloses that applicant has criminal history.

As stated above no evidence has been brought on the record by the applicant to demolish the report of IG Tirhut Range. Apart from that ADGP State Commission has pointed out on the basis of report of IG Tirhut Range that even after 2016, son of the applicant has also been made accused in four(4) other cases, relating to dacoity, loot, arms act and NDPS Act and in all those cases he has been charged sheeted. ADGP concluded that allegation levelled by the applicant are not found true.

On perusal of the record, I find nothing available on the record except the application and response filed by applicant in support of the allegation levelled by him. Even inspite of opportunity given to the applicant to produce the evidence oral or documentary, in support of allegation he has not appeared before ADGP, nor any document and were made available in support of allegation.

As such The State Commission is not inclined to proceed further in the matter. Accordingly this application is closed.

(Justice Vinod Kumar Sinha, Retd.)
Chairperson