

20-12-2023

Perused the complaint as well as report of the Superintendent of Police, Jamui to which report dated 24-01-2023 of Dr. Rakesh Kumar, Sub-divisional Police Officer, Jamui enclosed. Dissatisfied with the police report dated 30-01-2023 of the Superintendent of Police, Jamui, my learned Predecessors on 27-03-2023 ordered the learned Registrar this Commission to conduct inquiry and his submit report, accordingly, the learned Registrar has submitted his report dated 28-03-2023.

The crux of the complaint of Milendra Kumar Sinha is to the effect that he was illegally arrested by Police Officer of Police Station Khera district Jamui and kept in illegal detention upto 01-06-2022 for forcing him to withdraw the criminal case registered as there instance.

On this aspect of illegal arrest and illegal detention of complainant Milendra Kumar Sinha, report of the Sub-Divisional Officer, Jamui and the Superintendent of Police, Jamui is conspicuous silent. The inquiry report of the learned Registrar of this Commission makes it clear that the complainant is found injured on 31-05-2022 and report of the complainant was not received by the concerned Police Station on that day.

Uncontroverted allegations of the complainant does makes it clear that the complainant was illegally arrested by the Police Officer from Police Station Khera on 31-05-2022 and he was released from illegal detention by them on 01-06-2022 by forcing him to withdraw the criminal case filed by them.

Thus, this is the case of blatant violation of human rights by illegal arrest and detention of complainant Milendra Kumar Sinha by the Police

Officer of Khera Police Station district Jamui. Hence, This Commission and intends proposes to impose compensation of Rs. 1,00,000(One Lakh) payable by State to the complainant Milendra Kumar Sinha within a period of two months.

Hence, issue notice of this order to the Additional Chief Secretary Home Department, Bihar, Patna, Superintendent of Police, Jamui and Police Station Officer, Khera, Jamui as to why this order should not be made absolute by recommending the State Government and authorities of the Police Department to pay compensation of Rs. 1,00,000(One Lakh) to the complainant for violation of his human rights. Along with this order, copy of the complainant of Milendra Kumar Sinha as well as report dated 30-01-2023 of the Superintendent of Police, Jamui and dated 24-01-2023 of Dr. Rakesh Kumar, Sub-divisional Police Officer, Jamui as well as the report of the leaned Registrar dated 28-03-20223 be forwarded to the Addl. Chief Secretary, Home Department. The report of the Registrar be forwarded to Superintendent of Police, Jamui and the Police Station Officer, Khera, district Jamui. Reply/ objection if any to this preliminary order be submitted latest by 06-03-2024.

The respondent authorities referred to in this order of the Commission may appear before this Commission on 06<sup>th</sup> March, 2024 at 11:30 AM for personal hearing if they so desires.

Put up on 06-03-2024.

  
(Ananta Manohar Badar)  
Chairperson