

Date: 20. 01. 2017

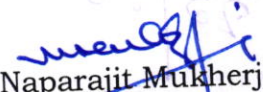
A Radiogram Message vide No. 37/1(23)/CD dated 13.01.17 has been received from the Superintendent, Alipore Central Correctional Home, intimating custodial death of an UTP, namely, Selim Mistry, aged about 25 years, son of Rafique Mistry of Vill. Lalur Majerpara, PO-Lalpur, Dist. South 24-Parganas at Sambhunath Pandit Hospital on 12.01.2017 at about 08:20 P.M. It is also reported that he was shifted to that Correctional Home from Presidency Correctional Home on administrative ground.

Ld.Registrar

The Deputy Commissioner of Police, South Division is directed to make an enquiry and submit a report within four weeks from the date of communication of this direction. Also intimate whether inquest by Judicial Magistrate done under Section 176 (1A)(a) of Cr.P.C.

ADG, Correctional Services, West Bengal is directed to submit a detailed report along with copy of Post Mortem and Magisterial Inquest report etc., within four weeks from the date of communication of this direction.

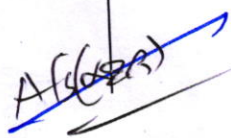
This direction is to be communicated forthwith.


(Naparajit Mukherjee)
Member

20/1/17


Orders above.
Drafts with f/c is placed below
for approval.

SDB





AS


27.2.17
28.2.17

Pls May kindly be seen
Rpt from concerned authority has
not yet been received at this stage we
may but reminder for rpt on or before
28th April 2017.

W. Vasudev
21.4.17

~~AS~~ AS
29/03

O.I.NO. 291/2(1),(2)/NBHRC/COM/153/17
Date - 1/6/17

Pls May kindly be seen -
Rpt from concerned authority has
not yet been received at this stage we
may but reminder for rpt on or before
22nd Sept 2017, submitted for advc.

~~AS~~ AS
25/08

Fles of reminder letters put up for approval.

AI
28.08.17
W. Vasudev
28.8.17

O.I.NO. 959/2(1)(2)/NBHRC/CD/17
Dt. 29.8.17

~~AS~~

no. 433 DG-IG/17 Dated 5/9/17 from Additional IG
(HA) of Correctional Services, W.B.

Memo no. 3763/1(4)/CP Dated 6/5/17 from
Superintendent, Alipore Central Correctional Home.

Memo no. 117/SD/C Dated 17/5/17 from Additional
Dy. Commissioner of Police, South Division, Kolkata

Memo no. 4486/1(7)/CP Dated 01/06/17 from
Superintendent, Alipore Central Correctional Home.

Memo no. 10632/1(5)/RPT Dated 7/6/17 from
ID 733344

Addl. CP [11] from Commissioner of Police, Kolkata

~~Case No. 58/25/5/2018- JCD/206 Dated 30/1/18~~

~~from Sr. Supdt. of Police, Investigation Div/Group-~~

ver.

22/6/18

V. Sanyal
26.6.18

~~AS~~
~~AS~~

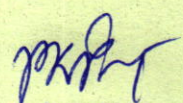


(4)

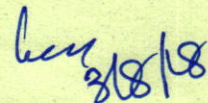
On 20.01.17 this Hon'ble Commission directed the DCP(S.D.), Kolkata to cause an enquiry with regard to the custodial death of one Salim Mistry who died on 12.01.17 at Sambhunath Pandit Hospital and to submit a report and also to intimate whether Inquest by the Judicial Magistrate was done u/s 176(1A)(a) of Cr.P.C. The ADG, Correctional Services was also directed to submit a detailed report along with copy of P.M. report and Magisterial Inquest Report.

It appears that the Superintendent, Alipore Central Correctional Home sent copies of two reports dated 06.05.17 and 01.06.17 enclosing the copies of the available documents like Inquest Report, P.M. report, Death Report, Death Certificate, medical papers^{etc.} with the report dated 01.06.17 etc. It appears from the copy of the P.M. report that the death was due to effects diseased condition as stated – a natural cause. It is also indicated in the P.M. report that the viscera and blood sample were tagged, labelled and sealed for onward transmission and the whole post-mortem was done under video photography. It appears from the information sheet that the Magisterial Inquiry is under process. It further appears that the AIG(HQ) of Correctional Services sent a report on 05.09.17 informing that the inmate was suffering from chronic liver ailments. The Additional C.P.(II), Kolkata has also sent a report on 07.06.17 informing that the documents were handed over to the authority of Alipore Central Correctional Home. The Additional D.C.P.(S.D.), Kolkata also sent a letter on 17.05.17 informing that the Ld. Court concerned verbally suggested that inquest to be done by Executive Magistrate when a prayer was made for conducting the inquest by any Judicial Magistrate.

~~Pro Secy / Hon'ble
Members (A)~~


Registrar

02.08.18


3/8/18


PTI

NSP-
File No.153/WBHRC/Com/17

Intimation received from Superintendent, Alipore Central Correctional Home relating to death of U.T.P. Selim Mistry (25 years) of District-South 24 Parganas at Sambhunath Pandit Hospital on 12/1/17. He was shifted from Presidency Correctional Home, Alipore on administrative ground. Reports were called from ADG, Correctional Services as well as D.C (South) Division. From the post mortem report the death occurred due to diseased condition as stated above i.e. natural causes. No injuries were seen. Apparently, he was suffering from T.B. Regarding report of Judicial Magistrate, D.C., South reported that (AC-IV ^{was} ~~signed~~ ^{referred} be seen) the Ld. Chief Judicial Magistrate, Alipore ^{was} approached for deputing a Judicial Magistrate for enquiry when he suggested verbally that the inquest be done by Ld. Executive Magistrate. In view of above no enquiry by Judicial magistrate was undertaken. Death occurred due to normal condition ^{have} we may file the matter.

(Signature)
(N. Mukherjee)
Member
6/8/2018
7/8/18

~~Hon'ble Member(J)/Hon'ble Chairman~~

Registrar

The deceased appears to have been suffering from TB and liver related disease. No patent or latent injury was found. The matter is as such dropped.

(Signature)
21/8/18

cc Registrar
NSP