

Date: 27. 12. 2017.

A Telecom Message vide Memo No. 6582/DC/AB dated 23. 10. 17 has been received from the Superintendent, Berhampore Central Correctional Home, intimating custodial death of one Life Convict Prisoner, namely, Rashid SK @ Abdul Rashid SK, aged about 69 years, son of Late Hafizul SK @ Hafazuddin SK SK of Vill. Andul Beria, PS. Rejinagar Dist- Murshidabad who was declared brought dead by the M.O. of Murshidabad Medical College & Hospital on 22.10.2017 at 08:50 P.M.

Ld.Registrar

The Superintendent of Police, Murshidabad is directed to cause an enquiry and to submit a report within four weeks from the date of communication of this order. Also intimate whether Judicial enquiry under Section 176 (1A)(a) of Cr.P.C. has been held by Ld. Judicial Magistrate, if so a copy thereof be sent.

The DG Correctional Services, West Bengal is also directed to submit a detailed report along with copy of Post Mortem and Magisterial Inquest Report within a period of four weeks from the date of communication of this order.

This direction is to be communicated forthwith.

Naprajit Mukherjee
(Naparajit Mukherjee)
Member

SDB

Ordere as above.

F/Cs put up for approval.

AP
06.04.18
16.4.18

AS

AS

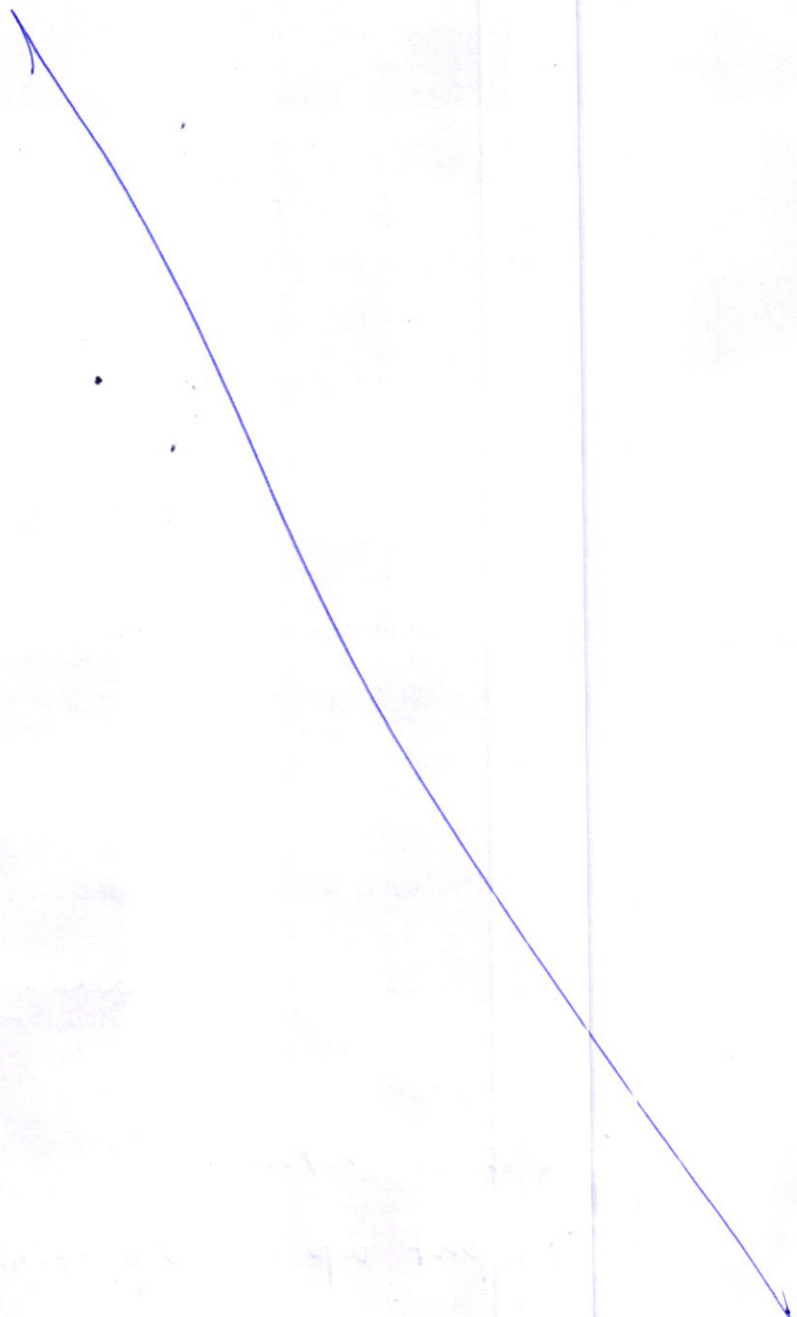
Memo No. 248/MRC Dated 23/5/18 from
Superintendent of Police, Murshidabad.

Memo No. 7909/1(7)/DC/RB Dated 4/12/17 from
Superintendent, Baharampore Central Correctional Home.

Memo No. 205/1(6)/DC/RB Dated 8/1/18 from Superintendent
Baharampore Central Correctional Home.

[Signature]
18.7.18

~~A/S~~
B
2/7/18
~~Rgr~~



NOTE SHEET

(3)

108/WBHRCC/CD/17

On 27.12.17, a direction was given upon the S.P. Murshidabad to cause an enquiry and to submit a report with regard to the custodial death of one Life Convict Prisoner namely Rashid Sk. @ Abdul Rashid Sk and also to intimate whether judicial enquiry u/s 176(1A) @ of Cr.P.C was held by the Ld. Judicial Magistrate and to send a copy of the report if such enquiry be done. The D. G. Correctional Services was also directed to submit a report along with the copy of P.M. report and Magisterial Inquest report.

It appears that the communications dated 11.12.17 and 08.01.18 are nothing but the copies of letters sent by the Suptd. Berhampore C.C.H., addressed to the ~~S.S.P.~~, S.S.P., NHRCC.

On 23.05.18 the Superintendent of Murshidabad forwarded the copy of Inquest report, P.M. report and C.D., said to be the C.D. of P.M. Examination but not the Magisterial Enquiry report as stated therein. It is further reported that viscera report is pending.

As per Inquest report there was no injury mark on the dead body.

The opinion of the doctor appearing in ^{the} P.M. report is as follows:

"Death was caused due to the effects of diseased condition of above noted vital organs - normal cause?"

~~For Secy / Humble
Member (A)~~

29.08.18

- 1) Dr. Kahali, HOD FSM SSKM ^{exp/ert to} ^{his opinion} ^{to} ^{obtain report} ^{enquiry} ^{from} ^{Ld C.D.} ^{30/8/18}
- 2) our inhouse ^{pls. give} ^{on PM report.} ^{Ld. Registrar} ^{of Ld JM} ^{u/s 176(1A) (a) Cr.P.C} ^{to} ^{judicial} ^{enquiry} ^{from} ^{Ld C.D.} ^{30/8/18}

Ld. Registrar

30/8/18

O.I. No. 759 / WBHRC / 108 / CD / 17
DT. 07/09/18

Despatched under Regn. No. RW 991508673 IN
DT. 07/9/18

The undersigned has sent the letter by fax as well as by registered post to the S.P. Murshidabad government to the direction indicated in point no(2) of the direction. The copy of the letter as well as the sending report by ~~fax~~ fax are tagged with the file.

Advt. Secy (L & R Wing) is to comply with the direction given in point no. (1).

[Signature]
07-09-18

AS

~~order~~ prepage

The opinion of Dr. B. N. Kahali is placed herewith.

[Signature]
B. 3.19

It appears from the report of Dr. Kahali that opinion about the cause of death can be given on the basis of the histopathological report and FSL report which are not available till now.

[Signature]
13.03.19

[Signature]

[Large Signature]

~~Pro Secy (Hille)~~
~~Member (A)~~

File No.108/WBHRC/CD/17

Ld. Registrar is requested to check up with the NHRC whether they have taken cognizance into the matter since the initial report was addressed to NHRC followed up by all papers being sent to the NHRC on the subject.

[Signature]
(N. Mukherjee)
Member

15/03/19

Ld. Registrar

As per order dated 15.03.2019 passed by the Honble Commission, the NHRC portal has been searched out and it appears that this case started on the report of death of Life Term Convict Prisoner Rashid Sh @ Abdul Rashid Sh., was also registered as a case before NHRC vide File No. 1424/25/13/2017.

Thus it is clear that NHRC also took cognizance in this matter.

The downloaded copy containing the foresaid informations is tagged with this file.

~~Pr. Secy / Honble
Member (A)~~

[Signature]
18.03.19

Since NHRC has already taken cognizance matter be filed

[Signature]

Honble ~~Member~~
~~Chairman~~

17/4/19

19/3/19

[Signature]
19/03/19