

Date: 12. 02. 2018.

A Radiogram Message vide Signal No. 919/RB dated 07.02.18 has been received from the Superintendent, Dum Dum Central Correctional Home, intimating custodial death of an UTP, namely, Palash Mondal, aged about 22 years, son of Swapan Mondal of Durgavasan, Sector-IV, Salt Lake, PS-Bidhan Nagar(South) by omitting suicide inside said Correctional Home on 07. 02. 2018.

The Commissioner of Police, Barrackpore Police Commissionerate is directed to make an enquiry and submit report to this Commission within four weeks from the date of communication of this direction. 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.

Ld. Registrar

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

This direction is to be communicated forthwith.

*A.S.*

*Naparajit Mukherjee*  
(Naparajit Mukherjee)  
Member

SDB

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

*AP*  
*03.04.18* *V. Banerjee*  
*4.4.18*

*AS*

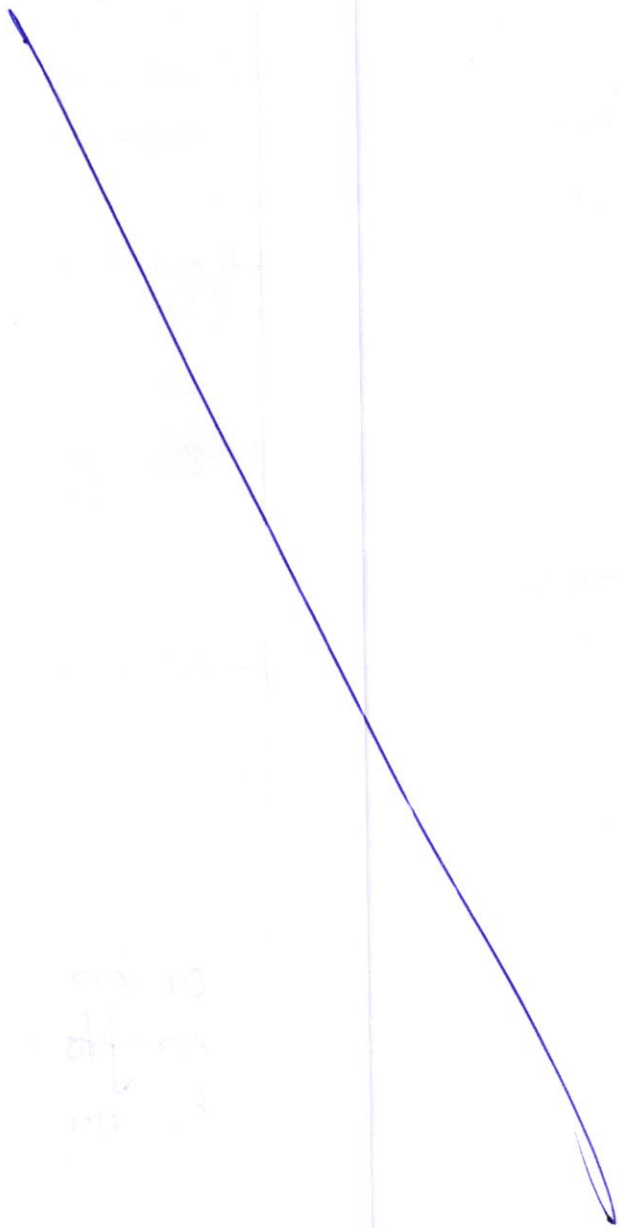
Memo No. 1770/1(5)/RB Dated 12/3/18 from Superintendent -  
Dum Dum Central Correctional Home.

Case No. 191/25/5/2018 - JCO/H/23 Dated 7/3/2018  
from Sr. Supdt. of Police.

No. 2752/RB Dated 17/4/18 from Superintendent -  
Dum Dum Central Correctional Home.

W. Hasan  
2.8.18

~~AS~~  
Rgr  
23/7/18



NOTE SHEET

(3)

File No. 22/NBHRC/CD/18

On 12.02.18 C.P., Barrackpore was directed to make an enquiry with regard to the custodial death of an UTP, namely Balash Mondal and to submit a report and to send a report of judicial enquiry, if any. The D.G., Correctional Services was also directed to submit a detailed report along with copies of P.M. reports and <sup>Magisterial</sup> Inquest reports.

On 17.04.18, the Superintendent Dum Dum Central Correctional Home forwarded the copies of ~~the~~ Magisterial Inquest report and P.M. report.

It appears from the copy of Magisterial Inquest report that save and except a <sup>deep</sup> <sup>round</sup> scar mark on the neck, no mark of injury was found on the dead body.

It appears from the copy of P.M. report that the death was due to the effects of hanging - ante mortem in nature.

~~To Secy / Hum Rts  
Members (A)~~

PKDPT  
24.09.18

less  
24/9/18

Dr. Kahali, HOD, FSI, SSKM &  
our in house expert to give his  
opinion in r/o inquest / PM report.

weedy  
25/9/18

Ld. Registrar

AC

Rgt

orders above

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

U. Dasgupta  
6.3.19

NOTE SHEET

(4)

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.

Mr. Sanyal (Honble  
Member (B))

MSH  
13.03.19

14/3

NSP-  
File No.22/WBHR/CD/2018

The post mortem report states that death was due to effect of hanging ante mortem in nature. Dr. Kahali's opinion has also been obtained who ~~conquered~~ <sup>con agreed</sup> with the post mortem report and further stated that the Executive Magistrate, who conducted the inquest, mistook in reading characteristic ligature mark of hanging as scar mark around the neck.

The Superintendent, Dum Dum Central Correctional Home at the initial stage had reported the matter to Chairman, NHRC and subsequently sent all relevant papers to Chairman, NHRC vide his Memo No.2752/RB dt.17/4/2018. In view of above I am of the opinion that the matter be filed.

*(Signature)*  
( N. Mukherjee )  
Member

15/3/2019

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

15/3/19

Let the matter be listed  
for discussion.  
*(Signature)* 22/3/19

AS

Matter discussed in Full bench.  
WBHRC took cognizance on 12/2/18 & NHRC  
on subsequent date - 20/2/18. As such, WBHRC  
has proceeded with the matter.  
The subject matter dealt on merit.  
As PM report / other report suggests due to  
hanging (suicidal) & no foul play / injuries (Hortura)  
report it was decided to file the matter.

2/7/19

*(Signature)*  
2/7/2019

sd. Rajib Das  
A.S./S.O.