

Date: 08. 03. 2018

A Radiogram Message vide Memo No. 1954/1(21)/CD dated 25.02.18 has been received from the Superintendent, Alipore Central Correctional Home , intimating custodial death of an UTP, namely, Shyamal Ghosh, aged about 50 years, son of Late Khudiram Ghosh of Vill. Ramkrishna Polly, PS-Balurghat, Dist. Dakshin Dinajpur at C.N.M.C Hospital, Kolkata on 25. 02. 2018 at about 07:10 A.M. It is also reported that he was shifted to that Correctional Home from Balurghat Central Correctional Home for better medical treatment.

Ld. Registrar

The Dy. Commissioner of Police, Eastern Suburban 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 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.

DG, 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.

  
(Napanajit Mukherjee)

Member

SDB

AS

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

AF  
03. 04. 18

K. Vasu  
4. 4. 18

Memo No. 3108/1(2)/CD Dated 24/3/18 from Superintendent Alipore Central Correctional Home.

Case No. 262/25/5/2018 - JCD/464 Dated 13/3/18 from Sr. Supdt. of Police,

AS

~~AS~~  
25/7/18

Date of Cognizance may be intimated to NHRC.

F/c Signed.

U. Vasanth  
24.8.18

O.I. NO. 749/WBHR/CD/26/18

Dt. 6.9.18

Memo No. 8268/1(3)/CD Dated 22/8/18 from Superintendent Alipore Central Correctional Home.

AS

~~AS~~  
27/12/18

AS

U. Vasanth  
31.1.19

*Faint bleed-through text from the reverse side of the page.*

26/WBHR/CD/18

The communications noted in NSP-2 are nothing but the copies of communications made by the Superintendent Alipore Central Correctional Home to the S.S.P. NHRC. However the copies of Magisterial Inquest report and P.M. report are found enclosed with one of such communication.

It appears from the <sup>copy of</sup> Magisterial Inquest report that no other injury was found in the body of the deceased, save and except the bed sore on the hip.

It appears from the copy of P.M. report that death was due to the effects of diseased condition of organs as noted therein - a natural cause.

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

~~PKR~~  
11.03.19

12/3

The initial communication of Superintendent, Alipore CCH was addressed to Sr. S.P. NHRC with copies to us. It was thus wrong on our part to take cognizance without ascertaining whether NHRC has acted on it. It is perfectly legitimate that subsequent communications are addressed to NHRC. Hd Registrar has will take cognizance whether NHRC has taken a final decision on this matter before we take a final decision.

~~Hd. Registrar~~

~~Member~~  
13/3/2019

As per direction of the Hon'ble Commission dated 13.03.19  
the NHRC Portal was searched out and it appeared that  
this case started on the report of custodial death of VDP  
Shyamal Ghosh was also registered as a case before  
NHRC vide File No. 262/25/5/2018. Thus it is clear  
that NHRC also took cognizance in this matter.

The downloaded copy containing the aforesaid  
information is in tagged with the file.

~~Pr. Secy / Hon'ble  
Member (A)~~

Pr. Secy  
18.03.19

lem  
19/3

Matter is Filed as NHRC has  
already taken cognizance of the  
same.

~~Pr. Secy~~  
19/3/19  
19/3/19

~~Hon'ble  
Member J  
Chairman~~

Asst Secy to ascertain  
present position as regards  
progress of the matter before NHRC  
16/4/19

orders prepage.  
The NHRC took cognizance  
in the matter on 01-03-2018  
and WBHRC took cognizance  
on 08.03.2018. The NHRC  
took cognizance prior to WBHRC.  
Matter is now pending before NHRC.  
This is for kind information.

Hon'ble chairman

V. Dasgupta  
17.4.19

In view of the aforesaid the  
matter is filed as proposed by the  
order dated 19/3/19.  
17/4/19.