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Since NHRC has already taken cognizance being Case No. 43/25/8/2020-JCD on 06.01.20, the matter is filed.

10/2/20

No. 701/UTP Dated 3.3.2020 from District Judge, Hooghly.

AS, 7/8/2020

Memo No. 150/1(2)/EB Dated 19/2/2020 from Superintendent Chandernagore Sub-Correctional Home.

Case No. 43/25/8/2020-JCD Dated 8/2/2020 from Assistant Registrar (Law) NHRC.

AS, 7/8/2020

13/8/2020

Ld. DR.

Report of Superintendent Chandernagore Sub Correctional Home dt 19-2-20 reveals that Ld Judicial Magistrate 3rd Court Chandernagore hold magisterial enquiry in respect of death of UTP Ismail Ali Mollah. According to report of Ld Magistrate deceased accused Ismail Ali Mollah was



Received an UTP by the Correctional Home Chandernagore on 1-12-19 as per order of the Ad ADM Court Chandernagore. After medical check up. Hereafter as per Telephonic Direction of DIG and suggestion of Medical officer of Chinsurah Imrampore Hospital he was sent to Burdwan Correctional Home for better treatment. The Controller of Chandernagore Correctional Home stated that the accused was received by him on 27.12.19. After taking Snacks the accused fell ill at about 8:10 p.m. He was taken to Chandernagore Hospital and declared dead by the M.O. The Controller Chandernagore Correctional Home stated that the accused Ismail Ali Mollah was received by him on 27-12-19 and there was no communication from the end of Burdwan Correctional Home regarding the health condition of the accused Ismail Ali Mollah who was sent there only for better treatment.

During enquiry the Controller stated that the deceased UTP Ismail Ali Mollah was suffering from heart and kidney diseases. The next date for check up in Burdwan Medical College is 28.12.19. So no medical papers were sent from Burdwan Correctional Home to his end. UTP Tanvir Mursheed Mollah and Tanjit Morsed Mollah who are sons of Ismail Ali Mollah stated that they were arrested on the same date and their father was suffering from High blood sugar and heart diseases.



The Medical Officer Debasish Sankar Bardwan Medical College and Hospital stated that accused Ismail Ali Mollah leg swelling symptom. He also stated that the accused had the complaint of pain in chest and shortness of breathe also. Date for further check up was fixed after two weeks. The Medical Officer also stated that the accused had heart related problems.

The Autopsy surgeon Dr Jayanta Mishra was interrogated and he has stated that he performed autopsy of dead body of deceased Ismail Ali Mollah and the reason of death is due to the effect of changes in heart, kidney, and lungs which are ante mortem in nature and natural in cause. He stated that the deceased was suffering from diseases of heart, lungs, kidney for a long time.

Ld Magistrate opined in her report that from the version of medical experts. The accused Ismail Ali Mollah was under treatment. Therefore although the death of the accused Ismail Ali Mollah was natural but still the question of proper medical facility at proper time is indeed an issue.

Honble Member (A)

Ld DR.

DCC  
28.8.20

As  
Sof (SS)  
30/9/2020

Pls see orders passed  
by Honble Chairperson  
dt 10/2/20 (nspl)

surender  
9/9/2020