

The Commission took cognizance on a news item appearing in Ananda Bazar Patrika written by nejeso sambaddata alleging that one lady passenger was injured on her head while she was waiting on platform no.1 of Howrah Railway Station to catch a train, by a broken / falling beam.

Report was called from S.R.P., Howrah G.R.P. He has since submitted two reports dt.11/6/2019 and 22/2/2021 (Memo No.437/E). In this connection, on the written complaint, Howrah GRPS Case No.46/19 dt.20/5/2019 u/s 337/338 IPC was started which has ended in final report no.15/2019 dt.31/7/2019. The matter is now sub judice with Ld. CJM, Howrah Court but the de- facto complainant did not appear in the Ld. Court till 19/3/2021.

The matter is now sub judice and adequate action has already been taken by police so there is no violation of Human Rights u/s 12(a)(i)(ii) PHR Act.

Regarding the specific query of Hon'ble Chairman about compensation, I am of the view that the incident occurred in platform no.1 of Howrah Railway Station which is within the jurisdiction of Indian Railways. W.B.H.R.C. has no jurisdiction over the matter of compensation u/s 21 (5) of PHR Act. In view of above the matter be filed.

SD/-  
(Naparajit Mukherjee)  
Member  
Dated: 23.07.2021

Considering the view expressed by the Hon'ble Member, the matter is delegated to the NHRC for directing payment of compensation in accordance with law.

Let all the connected papers be communicated to the NHRC. Ld. Registrar to upload the matter. The Jt. Secretary is directed to report back compliance.

SD/-  
(Justice G.C.Gupta)  
Chairperson  
Dated: 27.07.2021