

WEST BENGAL HUMAN RIGHTS COMMISSION

File No. 537/WBHRC/COM/2007-2008

P r e s e n t

1. Mr. Justice Asok Kumar Ganguly - Chairperson
2. Mr. Justice N.C. Sil - Member
3. Mr. S.N. Roy - Member

Having regard to the complaint of the petitioner that she was assaulted in open road by throwing her on the road by her relations Shri Pradip Dey and Smt. Srijani Dey and as a result of which she sustained bleeding injuries and went to lodge a complain at Titagarh P.S. and from there she was sent to B.N.Bose Hospital and having regard to the fact that the P.S. did not care to register any FIR in such case, but insisted that she should compromise the case otherwise she will face dire consequences.

Having regard to the evidence given before the Commission by Shri Sumonjit Roy, Addl. D.C., Howrah(South) who was at the relevant point of time was S.D.P.O., Barrackpore and having regard to the evidence of Shri Shyamal Kr.Sarkar who at the relevant point of time was posted as I.C Titagarh, now posted as S.D.P.O., Kakdwip, South 24 Pgs.

This Commission is of the view that there was dereliction of duty on the part of Shri Shyamal Kr. Sarkar, S.D.P.O.,Kakdwip in not registering the

FIR in connection with the complaint made by Smt. Priti Dey in Titagarh P.S. and on the other hand he put pressure on the complainant to withdraw the complaint and failing which she was threatened with dire consequences.

Thus, Shri Sarkar being a public servant failed to discharge his statutory duties as a police officer and acted in a manner which is unbecoming of a public servant.

In view of the aforesaid, the Commission recommends:-

The State Government should immediately initiate departmental proceedings against Shri Shyamal Kr. Sarkar, presently working as S.D.P.O., Kakdwip, South 24 Pgs.

The State Government should intimate the Commission about the action taken or proposed to be taken on the recommendations within a period of two months.

sd/-

(S.N. Roy)
Member

sd/-

(Justice N.C. Sil)
Member

sd/-

(Asok Kumar Ganguly)
Chairperson

Dated: Kolkata, the 2nd May, 2012

Comments of the State Government will be uploaded as and when received.

Sd/- (02/05/2012)
(J.Sundara Sekhar)
Secretary & CEO