

Date : 28.04.2015.

This is a recommendation case based on a written complaint dated 19.05.2003 lodged by one Shri Prasanta Ghosh of 118, Mission Road, Ranaghat alleging that in the early morning of 14.05.2003 his brother-in-law Shri Biswanath Ghosh, son of Late Anil Ghosh, husband of his sister Smt. Shanta Ghosh was arrested by the police from his residence at Habra, North 24-Parganas. The reason for such arrest was not disclosed by the police and it was alleged that the victim was illegally detained at the Habra police lock-up and result thereof his business was suffered. It was again alleged that the police officer of the police station demanded Rs. 10,000/- as bribe and then he would be released after payment. So this is the complaint.

The matter was investigated into by ADG & IGP of the Investigation Wing of the Commission. The report was submitted to the Commission on 04.10.2004. The Commission had gone through the report and decided to go for quasi-judicial proceedings. The depositions of the accused police officers were taken and the Commission arrived at a decision that the allegation against S.I. Manas Chandra Sarkar, ASI Samir Kumar Biswas and ASI Sunil Kumar Ghosh, then attached to Habra P.S. were conclusively proved that they have violated the human rights of Shri Biswanath Ghosh as Shri Ghosh was detained in the Police Station without any valid reason.

So the Commission recommended that (i) departmental proceedings be initiated against S.I. Manas Chandra Sarkar, ASI Samir Kumar Biswas and ASI Sunil Kumar Ghosh and (ii) adequate interim compensation shall be paid to the victim Biswanath Ghosh. So far as initiation of departmental proceedings is concerned, it is reported by the authorities that ASI Samir Kumar Biswas retired from service on 31.08.2006. So no departmental proceedings could be proceeded against him. S.I. Manas Chandra Sarkar expired on 25.03.2008 due to motor accident. So no departmental proceedings could be proceeded. So far as the payment of interim compensation is concerned, it was reported to the Commission that Rs. 10,000/- was disbursed to Biswanath Ghosh and the amount was realized from the salary of Ex. ASI Samir Kumar Biswas and Ex. ASI Sunil Kumar Ghosh @ Rs. 5,000/- each.

Sd/-

OSD & E.O. Spl. Secretary