



MAHARASHTRA STATE HUMAN RIGHTS COMMISSION, MUMBAI

Administrative Staff College Compound, 9, Hajirimal Somani Marg, Opp. C.S.T. Mumbai - 400001
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Case No. 1630/2003 | 1051

Name of the complainant : Shri vinod Bhujangrao Gawale
At & Post Kamjalaga
Tal-Mukhed, Dist. Nanded.
V/s
The Superintendent of Police
Nanded.

Date : March 16, 2009.

Coram : Justice Kshitij R. Vyas (Former Chief Justice), Chairperson.

PROCEEDINGS

Neither the complainant nor the respondent is present at the time of hearing. However, report is filed in the case.

The complainant states that on 20th March 2003 while he was passing through the fields, he was accosted by the accused Shri Dilip Dhondiba Birajdar. He alleges that the said accused insulted and abused him in the name of the caste and made derogatory and insulting insinuations. The complainant alleges that he was suddenly attacked with an axe by the accused and was grievously injured. He was then insulted by the accused and his father as well as some other higher caste persons. It is alleged by the complainant that when he approached the respondent to register the complaint of atrocity against backward class person, the police allegedly advised him to drop the charges of atrocity and register a mere complaint of assault. The complainant refused and complained to the Sr. Police Officers, but of no avail. Hence the complaint.

It appears that the Commission directed the Investigation Wing of the Commission to inquire into the matter and submit the report. As per the report two Officers of the respondent Police Station were found guilty of dereliction of duty and trying to suppress the complainant from registering case of atrocity and thus violating the human rights of the complainant. It further appears that the concerned Police Officers ASI Shri Lamture and Police Inspector Shri Gaur were called upon to remain present before the Commission and submit their reply affidavit. However, from the papers and proceedings of the record no further action appears to have been taken in the matter.

Since the case is seven years old no useful purpose will be served by keeping it pending, instead the following directions are given, that would serve the purpose.

The Superintendent of Police, Nanded is directed that on the basis of report submitted by the Investigation Wing of the Commission, he shall take appropriate action in the matter against the concerned Police Officers ASI Shri Lamture and Police Inspector Shri Gaur in accordance with law and submit his compliance report on or before 30th June 2009.

Subject to the aforesaid directions the complaint is disposed off.

Mumbai; March 16, 2009.




Justice Kshitij R. Vyas)
Chairperson.