



MAHARASHTRA STATE HUMAN RIGHTS COMMISSION, MUMBAI

9, Hajarimal Somani Marg, Opp. Chhatrapati Shivaji Maharaj Terminus,
(CSMT) Mumbai – 400 001



Tel : 022-22092857

E-mail: court1-mshrc@mah.gov.in

No. MSHRC/AMB/10/2025/ 2435

Date: 10 October 2025

To,

1. The Additional Chief Secretary
Home Department,
Mantralaya, Mumbai
2. The Director General of Police
State of Maharashtra
Mumbai
3. The Additional Director General of Police
& Correctional Services
Pune
4. The Superintendent
Sangli District Prison
Sangli

Sub: Order in Case No. 3288/13/26/2021-JCD dated 07.10.2025

I am directed to intimate to you to comply with the orders / directions of the Commission.

You are requested to comply with the orders within one month or as specified in the order. The compliance report be kindly submitted to this office as per Section 18 (e) of the Protection of Human Rights Act, 1993 r/w. Regulation 22 to 24 of the Maharashtra State Human Rights Commission (Procedure) Regulations, 2011.

Encl. Order copy (05 Pages)


(Pradeepkumar Dange, IAS)
Secretary



Division Bench

Case No. 3288/13/26/2021-JCD | 2435.

Name of the Deceased : Sachin Nagappa Kamble

Name of the Respondent: Superintendent
Sangli District Prison
Sangli.

Date of Death : 01.08.2021

Date : 07th October 2025

Coram : Justice, A.M.Badar,
Chairperson
Shri Sanjay Kumar, Member

ORDER

(per: Sanjay Kumar, Member)

1. This is the case in regard with custodial death of under trial prisoner, Sachin Nagappa Kamble 21 years resident of Suslad. Tal Jat Dist. Sangli.
2. In this case, the Commission received an intimation from the Superintendent, Sangli District Prison, Sangli regarding custodial

death of a prisoner Sachin Nagappa Kamble age 21 years at 05.25 am of 01.08.2021 at Sangli District Prison, Sangli. According to the intimation of the Jail Superintendent this prisoner has committed suicide by hanging himself to the top window bar of the window next to the toilet barrack no. 2 with the use of towel. Taking cognizance of the matter vide its proceeding dtd. 24.03.2024, the commission directed to call for the requisite reports from the authorities concerned.

3. Accordingly, relevant documents were placed before the commission. The report submitted by PSI, Pramod Khade, Sangli City Police Station, revealed that during the investigation a suicide note was found from the body of the deceased, Sachin Nagappa Kamble disclosing that he committed suicide because of harassment by 8 persons whose names have been mentioned in the note on the basis of that suicide note an offence vide Cr. No. 666/2021, was registered. The investigation of the said offence was conducted, final report in the form of charge sheet was submitted against 7 accused persons and one juvenile in conflict with law for the offence punishable under section 306 r/w. 34 IPC. All the accused who were involved in the case are from outside the prison and acts of harassment as well as abetment has also taken place outside the prison. The registration of the case on the suicide note has nothing to do with his custodial living condition.
4. In view of the above, situation, the question arises before the Commission to decide is whether the Prison Officer has taken due

care and caution to protect the prisoner and whether the suicide of Sachin Nargappa Kamble was a result of negligence in the provision by the Prison Authority in protecting the inmates of the Prison.

5. The Additional Director General of Police was given opportunity to be heard and informed whether it was negligence on the part of the Prison Authority leading to suicide of the Sachin Nagappa Kamble.
6. The Additional General of Prison in his letter dtd. 24.09.2025 has submitted that the Prison Officer Shri. Sushil Kumbhar, Grade- A and Havaladar, Shri. Vasant Salunke were awarded with the punishment of stoppage of increment for one year.
7. Custodial death is one of the worst crimes in a civilized society governed by the rule of law. The rights enshrined in Article 21 of the Constitution require to be jealously and scrupulously protected.
8. Although, in this case, on the basis of report and enquiry it was inferred that the death was suicidal, however, it is the fact that the safety and security of the Prisoner was the responsibility of the concerned Prison authority. There is a great responsibility on the prison authorities to ensure that the citizen in its custody is not deprived of his right to life. His liberty is in the very nature of things circumscribed by the very fact of his confinement and therefore his interest in the limited liberty left to him is rather precious. The duty of care on the part of the State is strict and admits no exceptions. Any incident affecting the life of individual including suicide under the custody of Police or Prison Authority, where he is kept for safety,

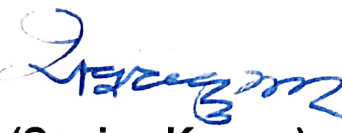
security and protection, for any lapse, intentional or otherwise, state is vicariously liable for the same.

9. Following the welfare concept, even in motor accidents and other acts of fatal accidents, the concept of 'No Fault Liability' is emerging. Attempting to keep a track with the doctrine of 'Strict Liability' by analogous principle, this should be applied in the case of custodial death, including suicide, while in judicial custody. The next of kin and other dependent family members suffer because state failed in providing security to their breadwinner.

10. It is now a well-accepted proposition in most of the jurisdictions that monetary or pecuniary compensation is an appropriate and indeed an effective and sometimes perhaps the only suitable remedy for redressal of the Infringement of the fundamental right to life of a citizen and the State is vicariously liable for their acts. The objective is to apply balm to the wounds. The state commission is of the view that kin of the deceased should be paid compensation for the lapses in keeping the deceased safe and secure. While awarding the compensation to next of the kin of the deceased, the State Commission has accepted the amount prescribed in the GR issued by Govt. of Maharashtra on April 28, 2025 in regard with suicide committed by the prisoner in custody.

11. In view of the above, the State Commission, by invoking its power assigned in section 18 of The Protection of Human Rights Act, 1993, makes following recommendations:

- a. The state is recommended to pay to next of the kin of the deceased (Sachin Nagappa Kamble) compensation of Rs.1,00,000/-(One Lakh) within 8 weeks, from the date of receipt of this order. In case of failure, the State will be liable to pay interest on amount of compensation at rate of 8% simple Interest per annum till actual realization of the whole amount.
- b. Ld. Secretary attached with the Commission will forward the copy of the order to the office of Additional Chief Secretary, Home Department, Mantralaya, Mumbai, Director General of Police, Maharashtra State, Mumbai and Addl. Director General of Prison and Correctional Services, Pune for necessary compliance in accordance with the provision u/s 18 (e) of Protection of Human Rights Act, 1993 r/w regulation 22 to 24 of Maharashtra State Human Rights Commission (Procedure) Regulation, 2011.
- c. With these recommendations, case no 3288/13/26/2021, is closed and stands disposed. Office is directed to inform the kin of the deceased about order.


(Sanjay Kumar)
Member, SHRC


(Justice A.M. Badar)
Chairperson, SHRC

B51 / A31 n 21T as Hecy NR 0564 CR 145/112 ①
A20 / A31 WIRELESS - MESSAGE
(MAHARASHTRA STATE JAIL DEPARTMENT) 6653 In-6522

TO : HON'BLE THE SPECIAL EXECUTIVE OFFICE, STATE, HUMAN RIGHT COMMISSION
MAHARASHTRA STATE-9 HAJARIMAL SOMANI ROAD OFF. CST RAILWAY STATION
MUMBAI 400001.
: HON'BLE THE CHAIRMAN NATIONAL HUMAN RIGHT COMMISSION NEW DELHI 110001.
: HON'BLE THE CHAIRMAN NATIONAL HUMAN RIGHT COMMISSION 1ST FLOOR
ADMINSTRATION BUILDING MANTRALAYA MUMBAI-32

INFO : HON'BLE THE ADDL. DIRECTOR GENERAL OF POLICE (HUMAN RIGHTS) OFFICE
OF THE DIRECTOR GENERAL OF POLICE MAHARASHTRA STATE POLICE HEAD
QUARTERS, CQLABA MUMBA
: HON'BLE HOME SECRETARY PRS-3 MANTRALAYA MUMBAI -32
: HON'BLE THE DY. SECRETARY HOME DEPT. POL-14, MANTRALAYA MUMBAI -32
: HON'BLE ADG AND IG PRISONS, MAHARASHTRA STATE, PUNE-1
: HON'BLE DY. INSPECTOR, GENERAL OF PRISONS, YERAWADA PUNE -6
: HON'BLE DISRICT MAGISTRATE, SANGLI
: HON'BLE PRINCIPLE SESSION JUDGE, SANGLI
: HON'BLE DISRICT SESSION JUDGE, SANGLI
: HON'BLE CHIF JUDICIAL MAGISTRATE, SANGLI
: HON'BLE SUPERINTENDENT OF POLICE, SANGLI
: DY. SUPERINTENDENT OF CID BRANCH, SANGLI
: POLICE INSPECTOR, SANGLI CITY POLICE STATION, SANGLI.
: POLICE INSPECTOR UMADI POLICE STATION, TAL JAT DIST. SANGLI

INWARD 5668/CR/2021
RECEIVED 9/08/2021
CLERK
REGISTRAR

FROM - : SUPRISON SANGLI (MAHARASHTRA STATE)

O.NO. JC/UT/ 665/2021, SANGLI DIST PRISON DATE - 01.08.2021

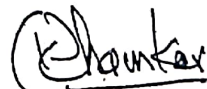
THE MALE UNDERTRIAL PRISONER NO. 665/21 SACHIN NAGAPPA KAMBLE A/P SUSLAD, TAL JAT, DIST SANGLI, AGE 21 YEARS, WAS ADMITTED INTO THIS PRISON ON 28.06.2021 WITH CONNECTION OF UMADI POLICE STATION CR NO. 122/2021 U/S 363, 376(N)(J) POSCO 4,8,12 IPC ON THE ORDER OF HON'BLE DISTRICT SESSION JUDGE SANGLI [.]

THE PRISONER HANG HIMSELF TO THE TOP WINDOW BAR OF THE WINDOW WHICH IS NEXT TO THE TOILET IN BARRACK NO. 2 WITH THE USE OF TOWEL IN EARLY MORNING AT 5.25 AM. IMMEDIATELY PRISON MEDICAL OFFICER WAS GIVEN A PHONE CALL BY PRISON GATE KEEPER. PRISON MEDICAL OFFICER EXAMINED THE UNDERTRIAL PRISONER NO. 665/21 SACHIN NAGAPPA KAMBLE AND DECLAIRED HIM DEAD AT 6.30 AM.[.]

THIS IS FOR YOUR KIND INFORMATION [.] DETAIL REPORT WILL FOLLOWS [.]

YOURS FAITHFULLY




SUPERINTENDENT
SANGLI DISTRICT PRISON
PHONE & FAX-0233/2373216.

09/08/21
020-6522