



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/04/2026/ 3690

Date: April 2026

12/5/2026

To,

1. The Additional Director General of Police
Protection of Civil Rights, Mumbai
2. The Dy. Secretary
Desk Officer,
Pol – 14, Home Department
Mantralaya, Mumbai
3. The Dy. Superintendent
State CID, Amravati
4. The District Magistrate
Amravati

Sub: Order in CD Case No. 3515/13/3/2021-JCD dated 09.03.2026
(Pronounced on 30.03.2026)

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 (08 Pages)


(Pradeepkumar Dange, IAS)
Secretary



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MSHRC/SK/ /2026/ 3690

Date:

Division Bench

Case No. 3515/13/3/2021-JCD

Name of the Respondent : 1. Dy. Superintendent
State CID, Amravati.

2.The District Magistrate,
Amaravati.

Name of the Deceased : Sagar Shripatrao Thakare

Date of Death : 19.08.2021

Reserved On : 09th March 2026

Pronounced On : 30th March 2026

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

ORDER

(per: Sanjay Kumar, Member)

1. The Commission has received an intimation from the Dy. SP, CID Unit, Amaravati, vide wireless message, dtd. 20.08.2021, regarding the custodial death of Shri. Sagar Shripatrao Thakare, aged about 24 years, at Police Station Rajapeth, under the Amaravati Police Commissionerate.

SK
Recommend

2. Shri. Sagar Shripatrao Thakare was arrested at Police Station Faizarpura, Amaravati, in Crime No. 1550/2021 under Sections 363 and 376(2)(n) of the IPC, read with Section 4 of the Protection of Children from Sexual Offences Act, 2012, and was kept in the lock-up at Police Station Rajapeth. Shri Sagar Thakare committed suicide by hanging himself with his shirt from the iron gate of the lock-up on 19.08.2021 between 06:00 hours and 07:00 hours.
3. The State Commission has taken cognizance of the matter and called for reports regarding the death and related documents from the respondent. Accordingly, a report from the office of the Deputy SP, CID, Amaravati, has been received. In addition, the report of the Judicial Magistrate's inquiry by Hon'ble JMFC, R. K. Purohit, Amaravati, was also received with the forwarding letter of the Dy. SP, CID, Maharashtra, Amaravati.
4. The postmortem report and the inquest Panchanama of the dead body of Sagar Shripatrao Thakare did not reveal any external injury, except those caused by hanging. The doctors from the Forensic Medicine Department of Government Medical College, Akola, gave the final cause of death as "Asphyxiation due to hanging" (unnatural death).
5. The report submitted by the Dy.SP CID, Amaravati explained the cause of committing suicide as thus:

"Deceased Sagar Shripatrao Thakare's mother had died in his childhood, he was not in good terms with his stepmother" As he did not receive love and affection

from his family, he was deeply in love with his girlfriend Chanchal. He had told Chanchal that because of his family problems he had tried to commit suicide twice. He had told his friend many times that he would not be able to live without her. After getting the news of her love affair her father had thrashed her. When Sagar Thakare came to know about this he was so upset that he tried to commit suicide by drinking pesticide. He was taken to the hospital by his friend Niraj Thakare and treated by Doctor Hemant Biswas. Despite the knowledge of her being underage and the consequences thereafter, he eloped with her to Pune due to her pursuance. When offence was registered and he was arrested he felt that he would be in jail for long time. He said this to his girlfriend in his last telephonic talk with her.

As he had already attempted suicide 2-3 times earlier, the thought of getting implicated and living without his girlfriend for a long time made him think about ending his life.

The mental stress caused by estranged relations with his family, especially mother, the opposition for his love affair from both families and the feeling of being implicated are responsible for his Commission of

suicide. He hung himself with his shirt to the iron gate of lock-up CCTV footage clearly shows him doing so".

6. The Hon'ble Judicial Magistrate, after conducting inquiry, submitted a report. During the inquiry, he examined and recorded the statements of the Senior PI of Rajapeth Police Station, Kishor Bhimrao Khobragade, the accused who was lodged in the lock-up along with the deceased Sagar Shripatrao Thakare, and the police officers deployed for the security of the accused in the lock-up. He also examined the statements of the relatives of the deceased, including father Shripatrao Kishanrao Thakare, his brother-in-law Sahebrao Uttamrao Gawande, his uncle Girdhar Kisan Thakare, and his brother-in-law Manoj Gunvatrao Nikalje. Further, he examined the statement of the Investigating Officer, Dipti Bramhane, Dy. SP, CID Crime, Amravati, and scrutinized the CCTV footage of the police station.
7. Witness Kishor Bhimrao Khobragade, who was an accused in Crime No. 736/2021 under Sections 379 and 34 IPC of Badnera Police Station, was lodged in the same lock-up along with the deceased Sagar Thakare. As per his statement, when he woke up to go to the toilet, between 04:00 hours and 05:00 hours, Sagar Thakare was awake. Thereafter, he went back to sleep, and at around 7:30 hours, he was awakened by a Police officer, who showed him that Sagar hanged himself using his red shirt. As he was fast asleep, he was not aware of when Sagar Thakare committed suicide. The family members, including his father, in their statements, did not raise any

suspicion regarding the death of his son or any custodial violence against deceased by Police Officer.

8. The Hon'ble Judicial Magistrate concluded in his inquiry that the death of Sagar Thakare was unnatural; however, no suspicion was raised, and it was concluded that he himself committed suicide.
9. For the security of the accused lodged in the lock-up, Police Constable Prashant Gangadharao Ingole, Nayab Police Constable Ravindra Shelke, ASI Manohar Ramrao Yavatkar, MPC Shrikant Ashok Shelke, and Police Constable Prashant Gangadharao Ingole were deployed on duty. The time during which Sagar Thakare committed suicide, Ravindra Sheshrao Bhatkar and Police Constable Prashant Gangadhar Ingole, were on duty.
10. The Police Constable, Prashant Ingole was awarded with punishment of being retained at the post of newly recruited Police Constable for two years, and the suspension period was treated as such.
11. PSI Gajanan Shripatrao Kathevade, as well as ASI Mohan Y, after inquiry, were awarded with the punishment of stoppage of increment for one year, and their suspension period was treated as such.
12. NPC Ravindra Bhatkar, NPC Shashikant Shelke, and LPC Sangita were also awarded the punishment of stoppage of increment for one year.

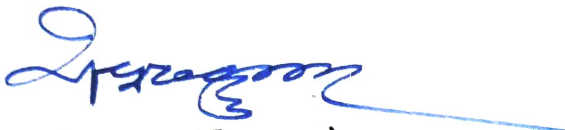
13. In view of the above facts, the Commission is of the opinion that the Police Officers deployed for the security and protection of the accused failed to keep Sagar Shripatrao Thakare in safe custody. All five police officers deployed for security and guard duty were unable to ensure the safety of the accused in the lock-up. The Life of Right of Sagar Shripatrao Thakare enshrined in Constitution of India was violated. The State Commission as per section 12 (a) (III) of PHR Act, 1993, inquires the negligence in the prevention of violation by a public servant; too.
14. It is a well-accepted proposition in most jurisdictions that monetary or pecuniary compensation is an appropriate, effective, and sometimes 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 such acts. The objective is to provide some relief to the aggrieved. The State Commission is of the view that the next of kin of the deceased prisoner should be paid compensation by the State for the lapses of its agents in ensuring the safety and security of the deceased. While awarding compensation to the next of kin of the deceased prisoner, the State Commission has accepted the recommendation prescribed in the Government Resolution issued by the Government of Maharashtra on April 28, 2025, regarding suicide committed by a prisoner in custody. As Commission is of opinion that though the Government GR is of subsequent date, the principles therein and the quantum prescribed therein makes it applicable retrospectively also as tortious liability of State was existing earlier

also as the deceased was under custody of the agents of the State, the Police Department.

15. In view of the above, the State Commission, by invoking its powers under Section 18 of the Protection of Human Rights Act, 1993, makes the following recommendations:

- a. The State is recommended to pay a compensation of Rs. 1,00,000/- (One Lakh) to the next of kin of the deceased accused (Shri Sagar Shripatrao Thakare) within 8 weeks from the date of receipt of this order. In case of failure, the State shall be liable to pay interest on the amount of compensation at the rate of 8% simple interest per annum until full realization of the amount.
- b. The Learned Secretary attached to the Commission shall forward a copy of this order to the Deputy Secretary, Desk Officer, Pol-14, Home Department, Government of Maharashtra, the Nodal Officer for the State appointed by GR dated 04.02.2026; the Additional Director General of Police, Protection of Civil Rights (PCR), Maharashtra State, the Nodal Officer for the Police Department appointed by GR dated 04.02.2026; for compliance in accordance with Section 18(e) of the Protection of Human Rights Act, 1993, read with Regulations 22 to 24 of the Maharashtra State Human Rights Commission (Procedure) Regulations, 2011.

- c. The Office is directed to inform the next of kin of the deceased prisoner about this order.
- d. With these recommendations, Case No. 3515/13/3/2021-JCD stands closed and disposed.



(Sanjay Kumar)
Member, SHRC



(Justice A.M. Badar)
Chairperson, SHRC