

**BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION,
THIRUVANANTHAPURAM**

**Present: Mr.Justice N.Dhinakar,
Hon'ble Chairperson**

Dated this the 1st march, 2011.

H.R.M.P.No.312 of 2005

Petitioner : V.Babu, S/o Vamadevan,
Puthenveetil, Thalikkuzhi,
Pulimath village, Chirayinkizh.

Respondents : 1) Usha, D/o Amarasenan, Vilayil,
Chithara village, Kottarakkara Taluk.
2) Prince alias Kunjumon,
S/o Amarasenan, do
3) Sudevan, do
4) Arun, S/o R3.

ORDER

The complaint of the petitioner is that his brother Surendran, while living with his wife and children at Chithara, died under suspicious circumstances and he suspects foul play.

A Member of this Commission took the petition on file and a report was called from the Chief Investigation Officer (CIO) of this Commission after it was initially taken by another Member. After the Members demitted their offices the matter is now placed before me with the report of the CIO.

In the report it is stated that in respect of the death of Surendran a case in crime No.522/04 was registered at Kadakkal Police Station and that the body of Surendran was subjected to postmortem after inquest. The doctor who conducted the autopsy gave his final opinion opining that the death of Surendran is on account of heavy consumption of alcohol mixed with barbiturate. In the report it

is further stated that the body was not handed over to the petitioner and that W1, wife of the deceased and W2, co-brother of the deceased refused to hand over the body to the petitioner and the petitioner filed this petition on account of the said fact.

The CIO has also annexed the statements of W1 and 2 as well as W3, who is the elder sister of W1. According to him, the investigation was conducted according to law by the Crime Branch CID, Kollam and that the petitioner also did not turn up for enquiry in the HRMP in spite of registered letter sent to him.

In view of the above facts the petition is closed.

Justice N. Dhinakar,
Chairperson