

BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION, THIRUVANANTHAPURAM

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

Dated this the 10th August , 2009.

H.R.M.P.No.4011/07 & 4398/2007

Petitioner	:	1. Karadiyil Nissam,, Social Worker, Thiruvananthapuram 695 316
		2. Provincial Superior, Fathimamatha Convent, Nagampadam, Kottayam 1.
Respondent		1. Superintendent of Police, Kottayam.
		2. Circle Inspector of Police, Kottayam West.
		3. Secretary, Kottayam Municipality,
		4. M/s, Malayalam Builders, Nagampadam, Kottayam.

ORDER

The petitioner in the above HRMP.4398/07 is present and the petitioner in HRMP, 4011/07 is absent. In the above two HRMPs. The complaint is that two nuns died on account of bricks falling on their head while a construction of flat was going on and that the said construction was done without safety measures and no action was taken by the Municipal authorities.

In the report submitted by the District Collector, Kottayam, it is stated that the tragic death is on account of lack of safety measures at the construction site therefore proceedings under Section 133 Cr.PC were initiated against the flat owner and the construction was stopped.

According to the report of the Superintendent of Police, Kottayam, a crime was registered by Kottayam, West Police Station. According to the report A1 & A2 in the crime are arrested and later released on bail and

other two are absconding. It is also stated that the opinion is being obtained from the Government Pleader as the action to be initiated against the flat owner.

Mr. Sugunesh, Sub Inspector of Police, Kottayam West Police Station, submits that the investigation in the above crime is under the control of Crime Branch, Kottayam, and that the said investigation is still pending.

In view of the above two reports no orders can be passed by this Commission but Section 133 Cr.P.C. were also initiated and the investigation is pending. The investigating agency is directed to expedite the investigation and file final report before the Court and the petitioners are at the liberty to redress their grievance before the Court.

The petition is closed with the above direction.

Justice N. Dhinakar,
Chairperson