

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

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

Dated this the 27th January, 2009.

H.R.M.P.No.573/2008

Petitioner : G.Vichithran, Indira Bhavan,
Thanniyam, Pangode. Kallara P.O,
Respondent : Sub Inspector of Police,
Pangode Police Station.

ORDER

The petitioner is present. The allegation of the petitioner is that he was beaten by the Sub Inspector of Police (S I), Pangode, and taken to Police Station where liquor was forcibly administered and drunkenness certificate was obtained from the Primary Health Center and that he was also assaulted at the Police Station. According to him, this is on account of the instigation of liquor mafia.

In the report submitted by the Superintendent of Police, Rural, Thiruvananthapuram, it is stated that at 13.15 hours on 1-2-2008 the S I went to the shop of the petitioner to search the premises as he had intimation but the S I was prevented by the petitioner who caught his uniform and that the petitioner was in a drunken stage at that time. According to the report, the petitioner was arrested and taken to hospital where the doctor issued a drunkenness certificate in which it is opined that the petitioner was drunk but not under the influence of alcohol and later a case in crime No.19/08 was registered u/s 353 IPC which after

investigation resulted in filing of charge sheet before the Court and the same is pending trial as CC.105/08.

The petitioner who is present before me also admitted the pendency of the criminal case before the Court. He further submits that he had also filed a private complaint in the Court against the S I and it is pending.

In view of the above report and in view of the fact that the subject matter is pending before a Court this Commission has no jurisdiction to pass any further order as it had become subjudice.

The petition is, therefore, closed.

**Justice N. Dhinakar,
Chairperson.**

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