

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

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

Dated this the 2nd February, 2010.

H.R.M.P.No.738 of 2009

Petitioner : . Suo-motu action initiated on a news report

Respondent : .

ORDER

On seeing a news report in a daily dated 16-2-2009 under the caption “ **Kaikoolikku raseethu chothichathinu lorry drivere Police thallichathachu**” the above HRMP was registered. In the daily it is reported that Bijo, S/o K.C.Kurian, Karipayil veettil, Asan colony, Irumboonnikkara, Erumely, a lorry driver, was beaten with a torch by the Head Constable and the Police Driver of Ramapuram Police Station when the victim Bijo asked for a receipt for the amount demanded by them.

A report was called for from the Superintendent of Police (SP), Kottayam and the S P forwarded the report prepared by the Circle Inspector of Police, Ramapuram Police Station.

In the report it is stated that the Sub Inspector of Police, Ramapuram, registered crime 25/09 u/s 323, 324 r/w 34 IPC on the statement of Bijo against Kumaran Kunju, Head Constable and Aneesh, Police Driver of Ramapuram Police Staton, the police officials, and later the investigation was taken up by the Circle

Inspector of Police, Ramapuram, who arrested the above Police officials on 21-2-2009 and the investigation is still pending.

In the report it is also stated that on the basis of a departmental enquiry the above two Police officials were suspended from service by the Superintendent of Police, Kottayam and the officials are still under suspension.

The above report admits that that the victim was beaten by the Police officials when he demanded a receipt for the amount asked by them which is against law and violation of the human rights of the victim. In the report the details of the nature of the injuries suffered by the victim are not furnished.

In view of the assault made on the victim by the Police officials compensation is to be paid to him and I accordingly direct the Government to pay a sum of Rs.20,000/- (Rupees Twenty thousand only) to the victim and the said amount will be recovered from the officials who are found guilty during the departmental enquiry. The crime registered against the Police officials will be properly investigated and final report is to be filed before the Court without any delay.

The petition is closed with the above direction. Send a copy of this order each to the victim Bijo, S/o K.C.Kurian, Karipayil veetil, Asan colony, Irumboonnikkara, Erumely, Kottayam District, the Secretary to Government, Home Department, Thiruvananthapuram and the Director General of Police, Thiruvananthapuram.

Justice N. Dhinakar,
Chairperson.