

BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

Case No. BHRC/Comp. 4074/13

Subject: Murder of a Sub-Inspector Police by another Sub-Inspector

Case of Saran district

This is regarding complaint of Sri Surendra Kumar Razak, vill. Jaisingh, PS.Turkvalia, distt. Motihari, pertaining to murder of his father Sub-Inspector, Late Krishna Baitha, Baniapur PS, distt. Saran by the Police Sub-Inspector Ajay Kumar Singh Yadav of the same PS. over sitting in front /rear seat in a Bolero. Petitioner informed the BHRC (in Oct,2013) that on 29th Aug,2013 (08:30 PM) his father was going for a private function in a Bolero and Police Sub-Inspector Ajay Kumar Singh Yadav and other staff were sitting on the back seat. S.I, Ajay Kumar Singh Yadav told his father that being a **Dhobi(Schedule Caste)** how could he sit in the front seat and he took out his service revolver and fired from back of the front seat resulting in the bullet piercing through his father's abdomen. His father was rushed to PMCH where he regained some consciousness on 01st Sept but **died** late in the night. Petitioner alleged that F.I.R was registered with delay on 02nd Sepetember,2013 and the accused Police Sub-Inspector was not arrested.

2 Commission initially asked for a response from DIG, Saran Range. The DIG, while forwarding the report of SP, Saran (January, 2014) mentioned that definite conclusion could not be arrived at about the guilt of the accused. **Finding undue delay in investigation of such an important case, the Commission directed DIG, Saran Range to appear before the Commission with a definite decision in the case and status of investigation.**

3. DIG, Saran appeared and submitted a report from SP, Saran that the case has been held true against S.I, Ajay Kumar Singh Yadav, for offences u/s 302/IPC , 27Arms Act & 3(2)(v) SC/ST(Prevention of atrocities) Act and that the accused S.I is **absconding** (after suspension) and attachment of property against him has been obtained from the court on 06th July,2014 and a proposal for payment of compensation is being submitted.

4. **Commission, therefore, directs as under:-**

(a) SP, Saran/ DIG, Saran Range to ensure that attachment of property, issued by the court, against accused Police Sub- Inspector is executed forthwith and investigation of the case completed by 31st Jan,2015.

(b) District Magistrate, Saran/ Home Deptt., Govt. of Bihar to inform the Commission by 31st Jan,2015 whether compensation of Rs. 7.5 Lakhs as provided under SC & ST (Prevention of atrocities) (Amendment) Rules,2014 have been paid to the family of the deceased .

5. Copy of the order be faxed to the (i) **DIG, Saran Range** (ii) **DM, Saran & (iii) SP, Saran for necessary action** and to the (iv) **Principal Secretary, Home Deptt., Bihar & (v) IG, Weaker Section , C.I.D, Bihar Patna** for information.

Date: 18.12.2014

Sd/...
(Neelmani)
Member

SP/DS