

BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

File Nos. BHRC/Comp. 5178/14

(Suo Motu Cognizance)

Case of Pawan Kumar (A child killed by a mentally challenged person): Compensation paid.

05.04.2016

Victim's father, Suresh Manajhi present. DSP, Munger Sri Bishwanath Ram present. (Petitioner is RTI Activist, Sri Om Prakash Poddar Adv., in Munger district)

The victim, Pawan Kumar (of Munger Kotwali P.S, Fort Area, Munger) was a child 8 years who was beaten and injured by a person against whom a case was registered. During the investigation it was found that the person who had attacked the child who eventually died of head injury was mentally challenged. He is in custody and is undergoing treatment.

The deceased's father is a poor man and according to him and according to DSP present he makes his living by old age pension of Rs.400. He submits that he has opened a bank account in United Bank of India at Neelam Cinema, Munger. For opening the account he was asked to deposit an amount of 500 rupees which he got on loan from private person and on which he is paying interest @100 rupees per month. Since the petitioner's child died of head injury caused to him by a person who was mentally challenged the state will have to own its responsibility of not protecting the child of this poor man.

The Commission directs a compensation of Rs.50,000 in favour of deceased's father which shall be deposited in his bank account by DM, Munger within two months. Out of this amount an amount of Rs.25,000 shall be kept in fixed deposit for a period of 5 years and the rest of the amount can be disbursed to the victim's father.

Copy of this order be given to (i) victim's father (ii) petitioner (iii) SP, Munger (iv) DM, Munger and (v) Principal Secretary, Home for information and necessary action as the case may be.

Compliance report be furnished within nine weeks.

List on 10.06.2016.

(Justice Bilal Nazki)
Chairperson