

# BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

File No. BHRC/Comp.1845/14

**Sub:- Selling of seized Jamun tree, an exhibit, allegedly by a Sub-Inspector of Gopalganj distt.**

**Case of : Sh. Janak Dubey, Distt. Gopalganj**

Sh. Janak Dubey, S/o Late Basawan Dubey, PS. Mahammedpur, distt. Gopalganj had complained to the Commission that his "**JAMUN**" tree was cut by Sub-Inspector, Uday Narayan Singh of Mahammedpur PS on 18.04.2013 in connivance with Surendra Singh his neighbour, who had encroached his land and afterwards , the Sub-Inspector sold the exhibit. Petitioner enclosed a copy of the seizure list, given by the Sub- Inspector, along with his complaint

2. Commission got the allegations enquired by **SP, Gopalganj** who submitted that the tree was seized by the officer but nothing was entered in the station diary, which is a legal necessity . The officer gave unsatisfactory answer for disappearance of the exhibits from the the Police Station . SP, in his report did not indicate action taken against the Sub-Inspector.

3. Sub-Inspector, Uday Naryan Singh was directed, through SP, Gopalganj, to appear before the Commission on 27<sup>th</sup> April,2016 and present his defence , if any. The S. I, did not appear.

4. **Commission, therefore, directs following actions in the matter:-**

(a) **A compensation of Rs.25,000/- be paid to the petitioner, Sh. Janak Dubey ,by the Home Deptt., Bihar within two months.**

(b) **Departmental action should be initiated against S.I, Uday Narayan Singh.**

**(c) Subject to the out-come of departmental proceeding , the amount of compensation should be recovered from S. I, Uday Narayan Singh by SP, Gopalganj in the manner deemed fit.**

5. Copy of the order be sent to the **(i) Principal Secretary, Home Deptt., Bihar (ii) D.G. P. , Bihar (iii) SP, Gopalganj for necessary action (iv) Petitioner** for information .

6. The case be listed next on 12<sup>th</sup> July.2016.

Sd/-

Date: 05.05.2016

(Neelmani)

**Member**

**Asstt. Registrar**