

KARNATAKA STATE HUMAN RIGHTS COMMISSION

PRESENT

Justice D.H. Waghela
Chairperson

H.R.C No: 1633/10/13/2020

Date: 08-09-2020

Complainant: Naveen Kumar
S/o Late P. Rajanna,
No. 1554, Vijayanagar,
4th Cross, Bangarpet – 563114
Kolar District

ORDER

The complaint herein was received through email on 15-06-2020 and on the same day an immediate preliminary enquiry was ordered into the alleged threat to life of the informant and his aged mother. Pursuant to that, a confidential report dated 22-06-2020 is submitted by Dy.S.P attached to this Commission. According to that report, a detailed statement of the complainant has been recorded, during the investigation.

It is submitted in the investigation report that the complainant and his uncles have running property dispute about a parcel of land in Athigirikoppa Village and the parties to the dispute have filed number of cases against each other since March 2020. The complainant had picked up quarrel with a doctor of Bangarpet Government Hospital on 24-02-2020 for a wound certificate, pursuant to which, the doctor had filed a complaint against the complainant herein. Based on that, he was arrested, produced before court and

subjected to judicial custody. The complainant had complaints also against the hospital staff and jail staff. He could not produce any evidence to support his allegations of assault by the police or jail staff.

The investigation report further reveals that, essential formalities in arresting the complainant were observed and he was remanded to judicial custody for 14 days. In short, pursuant to the ongoing property disputes amongst the complainant's family members, a number of criminal cases are filed and pending. Due to frequent law and order problems caused by their quarrels, the P.S.I of Bangarpet Police Station has submitted a requisition to Taluk Executive Magistrate u/s. 107 and 145 of Cr.P.C, so as to attach the disputed land till the dispute is settled and to instruct the parties to conduct themselves. Since the complainant was in the habit of making false allegations against all government officials, all his cases have been entrusted by the police to the Circle Inspector, Robertsonpet Circle and such enquiries are under process, according to the report.

The copy of the opinion in the Investigation report was sent to the complainant for his comments. He has unnecessarily visited the office and met some officers, and then sent an email dated 03-09-2020, after emails dated 06-06-2020, 12-06-2020 and 12-07-2020. In these emails, the contents and conclusions of the Investigation report are denied without any proof or further material or evidence and more allegations and apprehensions are expressed with the statement as under:

“Also, I here by keep you informed that we have serious life threat and our lives me & my mother life is in danger and under serious threat from Jayadevappa, Nandeesh, Shrikanta, Basavarajappa, varadaraju, shiva, Arjuna.

Should any damage or loss happen to myself or my mother govt of India, govt of Karnataka, Karnataka state police, bangarapet PSI Jagadish Reddy, staff, Dr.Umar Farooq is solely responsible for any major injury, loss of life to us.”

In view of the investigation report as above, and the pendency of civil disputes and criminal cases pending before the court, it would be improper and would amount to undue interference with the police procedure and judicial process, to make any further enquiry into the allegations of the complainant. In any case, no substantial proof has come on record to indicate any violation of human rights of the complainant by any public servant. Therefore, the case is closed and disposed at this stage without any recommendation.

Sd/-
(Justice D.H. Waghela)
Chairperson

G.S