

No.Appl/DGP/515-19/ *ESY* /2020
Office of the Superintendent of Police
Athwalines, Nr.Icchanath Mahadev Temple,
AT : SURAT (RURAL) S.GUJARAT.
Date : 27/09/2020

To,
National Human Right Commission
Human Right Bhavan (Law Division)
Block- C.G.P.O. complex,
New Delhi-110023

**Subject :- To take necessary action by investigating applicant's
application immediately.**

Reference :- your office Case No- 1111/6/23/2019, dated-01/11/2019.

Respected Sir,

In respect of the aforesaid subject and reference application of Shri Hennery Tifange, National Working Secretary, Human Rights defense, 32, Besant Road, Madurai-625002, Tamilnadu received on: 23/09/2019 for investigation. The particulars of investigation of this application is as follows, which is investigated by SDPO, Surat that,

The Application of the Applicant Hennery Tifange, National Working Secretary, Human Rights defense, 32, Besant Road, Madurai-625002, Tamilnadu was received here for the investigation with the above referenced letter of The Superintendent of Police, Surat Rural and the same was been registered on dt.13/11/2019 and pursued, but the Application of Bilal Gulam Rasul Kagzi as mentioned in said application is registered vide No. 174/2019 here and in said matter Dipakbhai Chandrakant Kokas has made application and on recording the statement of the Applicant regarding that, he states that,

An offence is registered vide Kosamba Po. Stn. F. C. R. No. 136/2019 against the Advocate Shri Bilal Rasul Kagzi as an accused.

According to F.I.R. Advocate Bilal Gulam Rasul Kagzi to the Complainant about around 20 June at Surat, "I was standing near Turava Masjid situated near the Surat Railway Station at that time Bilal Gulam Rasul Kagzi, residing at Kosamba has threatened me that "I am a lawyer. No one can harm me but now you never been seen in Kosamba, otherwise I will kill you and your father who is doing business of rickshaw, I

will break his legs also", given such threats. Thereafter I went to my uncle's place at Bhestan and I did not inform about the said incident to anyone or did not file any police complaint as found it normal." Likewise Advocate Bilal Gulam Rasul Kagzi is been involved falsely on the basis of false facts.

Further when the incident was been occurred at that place Advocate Bilal Gulam Rasul Kagzi was not present and he has not performed any part. At the time of incident Advocate Bilal Gulam Rasul Kagzi was at his home with his family due to festival of Bakri Eid and his presence is found in C.C.T.V camera of his home and his surroundings. And recording of the same is recorded in C.C.T.V. camera of house of Advocate Bilal Gulam Rasul Kagzi. CD of C.C.T.V footage and photographs of presence of Advocate Bilal Gulam Rasul Kagzi is been prepared and the same is already been handed over to here, Investigating Officer, Deputy Section Police Officer Shri. Jadeja and also given an application in the matter of Kosamba F. C. R. No. 136/2019 regarding fair and proper investigation along with the same and at present L.C.B. Surat Rural is investigating said offence. At present wife of Advocate Bilal Gulam Rasul Kagzi is pregnant and wife of his brother is also pregnant and his mother is old and suffering from heart and pressure deises and on bed and his father is also 65 years old and he is also old and responsibility of all of them is on Advocate Bilal Gulam Rasul Kagzi and for their cure his presence is necessary.

In offence registered at Kosamba Po. Stn. F. C. R. No. 136/2019 Advocate Bilal Gulam Rasul Kagzi is mentioned as Accused No. 3 wrongfully in collusion with the Complainant and keeping prejudice towards him. It is the duty of the Investigating Officer to conduct investigation of any offence without any prejudice.

But Advocate Bilal Gulam Rasul Kagzi has produced all evidence of his innocence and on considering the same kindly file summary against Advocate Bilal Gulam Rasul Kagzi or do not mention him as an accused at the time of charge sheet in abovementioned offence. And also pass an order in written that L.C.B. Police, Surat Rural and Kosamba Police shall not harass him physically and mentally and hardship to him and also do needful. Advocate Bilal Gulam Rasul Kagzi is a member of The Surat District Bar Association. And practicing as lawyer. And he is not a person having offensive nature. But to obtain justice for his client and as the lawyer of his client the opposite party has lodged

the complaint in collusion. Hence I have moved present application with the intention that, the investigation shall be made proper and just.

In the abovementioned offence Advocate Bilal Gulam Rasul Kagzi is as an accused and as he is an Advocate and it is believe that his name is been involved in offence wrongfully and he has moved application with the intention to conduct proper investigation without prejudice and he will get justice and his name will be deleted at the time of charge sheet and B Summary shall be filled with prosecution report and at present further investigation of said offence is carried out by Po. Ins. L.C.B. Branch Surat Rural. Therefore request to file application.

Thanking You,

Regards.



(A.M.Muhiya)
Superintendent of police
Surat Rural, Surat

Copy forwarded to

- (1) Director General of police and chief Police officer Gujarat state, Gandhinagar,
2/- your office letter No-App/V.Re/su.Rural/06/1/2017/3977 dated-
10/11/2017
- (2) Applicant- Shri Hennery Tifange, National Working Secretary,
Human Rights defense, 32, Besant Road, Madurai-625002, Tamilnadu