

## National Human Rights Commission

<b>Diary No</b>	139127/CR/2019	<b>Case / File No</b>	1111/6/23/2019
<b>Victim Name</b>	BILAL GULAM RASUL KAGAZI	<b>Registration Date</b>	26/09/2019

**Action List** (Click on Action given in blue color to view details)

Action No.	Action	Authority	Action Date	Due Date	Completion Date
4	<a href="#">Show Cause Notice Issued (Comments)</a>	THE CHIEF SECRETARY, GOVERNMENT OF GUJARAT, GANDHINAGAR	17/08/2020	25/09/2020	
3	<a href="#">Action Taken Report Called for</a>	THE SUPERINTENDENT OF POLICE SURAT, GUJARAT	23/01/2020	14/03/2020	
2	<a href="#">Additional Information Called for</a>	THE SECRETARY GUJARAT STATE HUMAN RIGHTS COMMISSION, KARMYOGI BHAVAN, BLOCK NO.1, 4TH AND 5TH FLOOR, SEC-10 A, GANDHINAGAR, GUJARAT	04/10/2019	16/11/2019	
1	<a href="#">Action Taken Report Called for</a>	THE SUPERINTENDENT OF POLICE SURAT, GUJARAT	04/10/2019	16/11/2019	06/08/2020

[Expand All Action List](#)[Action](#)**Action : Show Cause Notice Issued (Comments)(Action No 4)**

<b>Action Date</b>	17/08/2020	<b>Due Date</b>	25/09/2020	<b>Completion Date</b>	
<b>Authority</b>	THE CHIEF SECRETARY, GOVERNMENT OF GUJARAT, GANDHINAGAR				
<b>Proceeding</b>	<p>The Complainant has alleged that one Advocate namely Bilal has been falsely implicated in a false case due to the connivance with the opposite party. He has requested intervention of the Commission.</p> <p>The Commission vide proceeding dated 23.01.2020 had directed the Superintendent of Police, Surat, Gujarat to file action taken report in the present case.</p> <p>Vide email dated 22.06.2020, the complainant has sought immediate and effective action for getting the action taken report from the authority.</p>				

In response to the Commission's direction, report dated 25.07.2019 has been submitted by the Superintendent of Police, Surat (Rural), Gujarat. It is reported that the allegation levelled against the victim was not substantiated during the course of enquiry and the victim had supply CCTV footage wherein he was not present at the alleged incident spot. The IO of the case had been directed to investigate the case and file the charge sheet with deletion of the name of the accused.

The Commission has considered the report and there is an admitted lapse on the part of the police officials as the victim was falsely implicated. The state is vicariously liable for their act. The Commission considers this case to be a fit case for award of compensation, therefore, issue notice u/s 18a(i) of PHR Act, 1993 to the Chief Secretary, Govt. of Gujarat directing him to show cause within four weeks as to why the Commission should not recommend payment of compensation of Rs. One Lakhs only to the victim, whose human rights have been infringed due lackadaisical behaviour of police personnel.



### Complaint

Diary No	139127/CR/2019	Section	M-4
Language	ENGLISH	Mode	E-MAIL
Received Date	25/09/2019	Complaint Date	18/09/2019

### Victim

Victim Name	BILAL GULAM RASUL KAGAZI	Gender	Male
Religion	Unknown	Cast	Unknown
Address	NA		
District	SURAT	State	GUJARAT

### Complainant

Name	HENARI TIPHAGNE		
Address	NO 32 BESANT ROAD, CHOKKIKULAM, MADURAI		
District	MADURAI	State	TAMIL NADU ( 0 )

### Incident

<b>Incident Place</b>	KOSAMBA, SURAT, GUJARAT	<b>Incident Date</b>	12/07/2019
<b>Incident Category</b>	ATROCITIES ON HUMAN RIGHTS DEFENDERS		
<b>Incident District</b>	SURAT	<b>Incident State</b>	GUJARAT
<b>Incident Details</b>			

### [Cause List](#)

<b>List No</b>	<b>Case / File No</b>	<b>Listing Date</b>	<b>Category</b>
2	1111/6/23/2019	08/08/2020	FOR FINAL DISPOSAL
1	1111/6/23/2019	27/12/2019	FOR FINAL DISPOSAL