

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 30.7.1998

Date of hearing: 9th April, 2018

Complainant : Shri Tarun Kumar,
s/o Shri Shatrughan Dass,

Respondent : **Special Commissioner of Police**
Delhi Police (Vigilance), PS
Barakhamba Road, New Delhi

Grievance No. : PGC/2017/DP/189
Grievance filed on : 4/7/2017
First hearing in the PGC : 11/9/2017
Scheduled on

1. Brief facts of the complaint

The complainant has filed a complaint regarding beating, torturing and breaking household articles as well as his both the vehicles by Sandeep, his brother alongwith his associates but beat officer did not take any action against them. He has also stated that this incident is captured in CCTV cameras which are installed in his house.. In spite of calling at No. 100, but none of the police official came to save them. The complainant has requested for necessary action in the matter.

2. Proceedings in the Public Grievances Commission

The PGC convened its first hearing in the complaint on 11th September, 2017, the second hearing held on 19th February, 2018, the third hearing held on 5th March, 2018 and the fourth hearing held on 9th April, 2018, when the following were present:-

Complainant : Present- did not put attendance in Attendance Sheet
Respondent : ACP Rishi Devi, PG Cell/East District
SI Sumit Kumar, PS Kalyanpuri,
Inspector Deveshwari, Vigilance Branch

3 Relevant facts emerging during the hearing

An ATR has been filed by SI Sumit Kumar, PS Kalyanpuri, stating the following :-

- i. It is submitted that the Hon'ble Commission provided a CD given by the complainant on the last date of hearing and directed to conclude the enquiry as per the CCTV footage and video in the CD.
- ii. During enquiry, I examined the CD provided by the Hon'ble Commission. The CD contains 9 photographs in which an iron railing displaced from its place is seen. CD also contains 4 videos. Out of these 4 videos, 2 videos are of the quarrel which took place between the

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complainant and the alleged persons on 18.6.2017. These two videos were made by a mobile phone from the monitor of the CCTV and that too in forward speed of 2X. The complainant has neither provided the original CCTV video of the incident nor have the original source of the CCTV video which can be provided in the court of law. Even if we rely on these videos out of the court of law, these two videos do not show anything incriminating against the alleged persons. 08-10 persons can be seen roaming in front of the house of the complainant, and at one instance a scuffle between 2-3 persons can be seen and at the other instance 8-10 boys can be seen who are trying to break the iron grills of the complainant and throwing stones. But the persons who are roaming in front of the house of the complainant cannot be identified on the basis of the video given.

- iii. The CD also contains two other videos but these videos do not relate to the above incident. These two videos are made by the complainant in police station either by a spy camera or with his mobile phone. But these two videos also do not disclose anything contrary to the above enquiry.
- iv. I again made enquiry from Shri Amit s/o late Shri Karan Singh, r/o 5/404, Khichripur, Delhi and Sachin s/o Ashok Kumar r/o 201, Khichripur, Delhi (residents of 5 block Khichripur, Delhi) and recorded their statements. Both the neighbours stated that on 18.6.2017, a quarrel took place in the night at about 8-9 p.m., between Tarun and some other boys of Khichripur village. They were abusing each other and scuffle took place between them. Neither any person was assaulted during the quarrel nor anyone sustained injuries. After some time, police came at the spot and took both the parties to the Police Station.
- v. Therefore, after the detailed enquiry conducted in the above matter, it is concluded that a quarrel between the complainant Tarun Kumar and Sandeep took place on 18.6.2017 but no person was injured during the quarrel. Both parties were brought to the police station by HC Manoj and Ct. Ravi where they themselves compromised the matter and gave a written statement without any pressure or force to the IO. Moreover, the allegations leveled by the complainant do not supported by any MLC or medical treatment paper. CCTV video recording provided by the complainant does not have any original source and cannot be provided before the law. The enquiry has also been conducted by the DCP/Vigilance in the above matter and nothing incriminating came against the police officials.

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- vi. The enquiry has been concluded. However, undersigned is ready and willing to abide by any direction/order passed by the Hon'ble PG Commission."

4. Directions of PGC

As per the ATR filed by SI Sumit Kumar, PS Kalyanpuri " the allegations leveled by the complainant are not supported by any MLC or Medical treatment papers. CCTV video recording provided by the complainant does not have any original source and cannot be proved before the law. In the Vigilance enquiry, nothing incriminating came against the police officials".

In view of the above, the Commission has decided to close the case in PGC.

(SUDHIR YADAV)
MEMBER(PGC)

Copy to:

- 1. The Special Commissioner of Police (Vigilance), Delhi Police, PS Barakhamba Road, New Delhi.**
- 2. The Addl. Commissioner of Police (Vigilance), Delhi Police, Police Station Barakhamba Road, New Delhi-110001.**
- 3. DCP (District East), Head Quarter District East, Mandawali Fazalpur, Patparganj, I.P. Extn., New Delhi-110091.**
- 4. Shri tarun Kumar s/o Shri Shatrughan Dass**