



MAHARASHTRA STATE HUMAN RIGHTS COMMISSION, MUMBAI

Administrative Staff College Compound, 9, Hajarimal Somani Marg, Opp. C.S.T. Mumbai – 400001.
Tel: 22050791, Fax: 22091804/22093678/22078962. Website: <http://mshrc.maharashtra.gov.in>

12/3/2010

Case No.2478/2007-08 /204

Name of the complainant : Smt. Jyoti S. Wankhede
Post Ugwa, Taluka Akola
V/S.
The Superintendent of Police
Akola.

Date : 09.02.10.

Coram : Justice Kshitij R. Vyas (*Former Chief Justice*), Chairperson.

PROCEEDINGS

Complainant Smt. Jyoti S.Wankhede, Shri. D.S.Gawande, P.S.I., attached to Murtijapur Police Station on behalf of respondent have remained present. He has also filed the report of S.P. Akola.

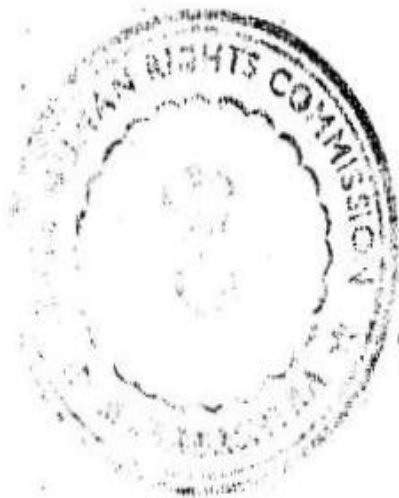
It is the grievance of the complainant that on 25.08.06, her husband Shri. Santosh Pandurang Wankhede committed suicide. Concerned police officials seized letter from the pocket of the deceased, stating that he has committed suicide due to mental harassment caused by Pandurang Wankhede, Vikas Wankhede and Baban Bunsu Chopde. It is alleged that the police failed to register complaint against the culprits. On 09.07.2007 she has submitted letter to D.S.P. Akola, but no action was taken against them hence present complaint.

In the report submitted by S.P. Akola, it is stated that through investigation was carried out in the case the alleged letter written by the deceased was send to handwriting expert for his opinion.. The report also was not positively opined that the letter was infact written by the deceased. Under the circumstances without taking any action against the persons who are also the father, the brother of the deceased, the incident was treated as accidental death.

Having, considered the report the Commission is of the view, that prima facie the offence, is disclosed against the persons, named in the letter, alleged to have been written, by the deceased for which further enquiry is necessary. Prima-facie investigation is not

carried out in the manner, it ought to have been carried out. There is no specific findings by the handwriting expert regarding the handwriting of the deceased. There was no reason for the deceased to falsely involve his own father and brother in the commission of offence. Besides the deceased, had no reason to commit suicide. These questions have remained unanswered. Since the Commission has its own limitations, it was suggested to the complainant to consult a lawyer to proceed further in the case. The Commission recommends Akola District Legal Service Authority to provide legal assistance to the complainant, to do needful in the matter.

The complaint is accordingly disposed off.



A handwritten signature in black ink, appearing to read 'Kshitij R. Vyas'. The signature is written in a cursive, flowing style.

**(Justice Kshitij R. Vyas)
Chairperson.**

Mumbai;09.02.10.