

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: 13th March,2018

Complainant : Shri Vinod Prasad,
Email vinodprasad11082016@gmail.com

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

Grievance No. : PGC/2017/DP/141
Grievance filed on : 16/5/2017
First hearing in the PGC : 18/7/2017
Scheduled on

1. Brief facts of the complaint

The complainant has filed a complaint in PGC requesting for getting the investigation expedite into the mysterious disappearance of his 15 year old minor daughter from Delhi . He also stated that she was last seen with married adult person Kait Kumar. He further stated that he had brought his daughter to Delhi for continuing her studies after class 10th in Bihar. He lodged an FIR in PS/New Friends Colony vide FIR No. 0287/2016, IPC 363 and the case was assigned to SI Anand Prakash Yadav for further investigation. He alleged that inquiries in the matter so far have been inconclusive despite efforts made by the IO. A casual review of the evidence on record incdiates that his daughter may be somewhere in Bihar as per mobile phone location revealed during investigation. He also alleged that he is not satisfied with the investigation done by the police till now. The complainant has requested to the get the investigation expedited.

2. Proceedings in the Public Grievances Commission

The PGC convened its first hearing in the complaint on 18th July, 2017, the second hearing held on 19th September, 2017 , the third hearing held on 21st November, 2017, the fourth hearing held on 6th February, 2018 and the fifth hearing held on 13th March, 2018, when the following were present:-

Complainant : Not Present
Respondent : ACP S.A.Rashid, PG/SED
SI Prity Bala, PS NFC

3 Relevant facts emerging during the hearing

An ATR has been filed by W/SI Prity Bala, stating the following :-

- i. During further investigation the present complainant with IO SI Anand Prakash Yadav conducted a raid at village of Nanna suspect Sriketllage i.e. Badarwah

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- Mahanand District East Champaran Bihar. The father Shambu Parshad Yadav, M-9661629328 was found present. He was questioned at length. He stated that his son had left the village in October 2016, it was found that Sriket Kumar is already married with one Bindu. His marriage was solemnized on 15.5.2015. They have no children. His present whereabouts were not known. His wife Smt. Bindu stated that she has filed two cases i.e. one case of maintenance bearing number 357/2016 and another case of dowry act bearing No. 1560/2016 against Sriket Kumar in Muzafarpur Court at Bihar. She further stated that Sriket is not appearing before the Hon'ble Court in the cases.
- ii. That on 6.2.2018 the case was handed over to me for further investigation and supervised by SHO/NFC Shri Sushil Kmar.
 - iii. That on 19.2.2018, accused Sriket Kumar approached Hon'ble Court of Shri Prem Kumar Bhartwal, ASJ, Saket Court seeking anticipatory bail. The IO W/SI Prity Bala was present before the Hon'ble Court with present petitioner. During the course of hearing of anticipatory bail of Sriket Kumar, Counsel of Sriket Kumar produced a girl before the Hon'ble Court and the present petitioner identified the girl as Anupma, hence the girl was recovered and her statement u/s 161 Cr.P.C. was recorded wherein she stated that she went with alleged Sriket on her own free will and resided with him. She further stated that on 4.10.2017 Sriket and Anupma solemnized marriage. She also stated that she has physical relations with Sriket out of her own will. Subsequently section 376 of IPC and section 6 of POCSO Act were added.
 - iv. Accordingly, Medical Examination of girl was fixed on 19.2.2018 vide MLC NO. 1457/18 from AIIMS but during medical examination she refused her "Gynecological examination" and doctor opined as UPT (+ve).
 - v. That on 20.2.2018, statement of girl Anupma u/s 164 Cr.P.C. was recorded by Ld. Link MM wherein she supported her prior statement given before the police and refused to go with her parents.

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- vi. That on 20.2.2018 the girl Anupma was produced before the Child Welfare Committee, Kalkaji where Anupma stated before the CWC that she is not willing to go to her home with her father. The Chairpersons of CWC vide order dated 20.2.2018 ordered that the girl be sent to Prayas Shelter Home, Tuglakabad, New Delhi. The girl was safely taken to Prayas Shelter Home, Tuglakabad, New Delhi and produced before the Hon'ble Court on 8.3.2018 where the Writ Petition 2423/17 Habeas Corpus was disposed off and the girl was safely taken to Prayas Shelter Home Tuglakabad."

4. Directions of PGC

The complainant is not present. However, he sent an email and thanked PGC for kind intervention in tracing out his daughter safe and alive.

IO has stated that the accused will be arrested by tomorrow as he has already filed an application for surrender. A chargesheet shall be filed in the Court expeditiously.

In view of the above, the Commission decides 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. The Addl. Commissioner of Police (District South East), Police Station Sarita Vihar.**
- 4. SHO/New Friends Colony, Police Station New Friends Colony, New Delhi**
- 5. Shri Vinod Prasad, email : vinodprasad11082016@gmail.com**