



अनु चौधरी
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रजिस्ट्रार
Registrar

NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS

राष्ट्रीय बाल अधिकार संरक्षण आयोग

GOVERNMENT OF INDIA

भारत सरकार

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आजादी का
अमृत महोत्सव



F.NO: MP-ND537/2022-23/NCPCR/POCSO/[REDACTED]

Date: 05.12.2022

Present: Shri. Abhishek Patel, Sub.Inspector, S.P Office, Damoh

The Commission has been in receipt of a complaint dated 21.11.2022 wherein it was brought to the notice of the Commission that, priest of "Kerala Missionary Institute" situated at Damoh, Madhya Pradesh was involved in an illegal conversion and sexual harassment of minor girls. As per the complaint received by the Commission it was informed that the accused invited the complainant to church and was lured and pressurized to give up Hinduism. Further, it was informed that the pastor of the said church sexually molested the minor daughters. It was also informed that CSP Abhishek Tiwari recorded the statement of the minor but did not register an FIR.

2. That on 22.11.2022, the Commission issued notice to the SP, Damoh in the said complaint vide F.No. MP-ND537/2022-23/NCPCR/[REDACTED]

3. In view of the above, the Superintendent of Police, Damoh was called upon Summons to appear in person before the Commission to furnish explanation into the said complaint on 5th December 2022 at 1400 hours vide Summons dated 30.11.2022 and it was only after issuing of summons by the Commission, that on 30.11.2022 the Commission received an ATR in the said matter. On perusal of the said ATR, the ATR was found to be unsatisfactory as no details regarding the action taken by the police for the arrest of accused persons were provided.

4. That on 05.12.2022, Shri Abhishek Patel, S.I appeared before the Commission with authority letter on behalf of the Superintendent of Police and further failed to provide any reasonable ground for failure to appear before the Commission. The S.I was heard and on perusal of the information provided to the Commission the Commission observed that -

- i. No FIR was lodged in the said matter until 23/11/2022 even when the victim informed regarding the sexual abuse for the first time on

14/11/2022. FIR was lodged by the concerned official only after intervention of the Commission vide notice dated 22/11/2022.

- ii. Before lodging of FIR, an investigation was conducted by the authority, thus violating the protocol of lodging of FIR in cases related to POCSO matters.
- iii. An order regarding formation of an SIT was passed dated 24.11.2022 wherein information intimating the same was send to IG, ADG and DIG.
- iv. That it is very surprising for the Commission to observe the approach of the authorities that they first conducted an investigation and then on Commission's intervention, lodged an FIR and further the very next day constituted an SIT in the matter for arrest of the accused. Therefore, the Commission requests your good offices to kindly explain as to why no arrest have been made between 23th to 24th of November 2022 and till date even after constitution of SIT. Therefore, Roznamcha be provided in the said matter post constitution of SIT.
- v. In the SIT order dated 24.11.2022, no Serial Number has been allotted to Smt. Bhawana Dangi as well as Shri Vijay Singh Rajput who are members of the SIT which appears to be surprising as the same has also not been pointed out by SP and other senior rank officials.

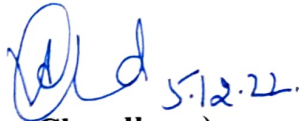
5. That Shri Abhishek Patel, S.I informed that CSP was transferred and ASP was on leave. He also informed that Smt. Bhawana Dangi was holding charge of CSP.

6. That Shri Abhishek Patel, S.I also informed that he is also a member of SIT and is also holding the charge of Special Juvenile Police Officer (SJPU). It is pertinent to mention here that as per Section 107 of the Juvenile Justice Act 2015, the Special Juvenile Police Units in each district and city is to be headed by a police officer not below the rank of a **Deputy Superintendent of Police or above**. Therefore, reasons for such appointed in violation of the JJ Act be also provided to the Commission.

7. That the Commission in the said matter further observes an unprofessional approach of SP, Damoh in the present matter. It is observed that the SP, Damoh has failed to issue directions to lodge an FIR for more than a week, arrest the accused and further he has also failed to appear before the Commission on Summons and further even failed to depute suitable a officer who was well versed with the case.

8. Further, the Commission is also informed that the accused have applied for anticipatory bail application in the Hon'ble Court in the present matter. No information regarding the stand of Police in the Hon'ble Court for the Bail application has been provided to the Commission.

9. Taking a strict view regarding the same, the Commission calls upon Superintendent of Police, Damoh to appear in person before the Commission on 12th December 2022 at 1500 hours.


(Anu Chaudhary)
Registrar, NCPCR

Copy to: For issuing of directions for compliance of summons and personal appearance of SP, Damoh

1. **Shri Gaurav Rajput, Secretary**; Email: secyhomep@mp.gov.in; Contact - 0755-2708062
2. **Shri Sudhir Saxena, DGP**; Email: dgpmp@mppolice.gov.in ; Contact- 0755-2443500