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February 26, 2020

Topic:- Polity

News:- Custodial death: High Court summons UP Principal Secy.

Context:-

THE CASE

- Six Sikh TADA prisoners were reportedly 'brought dead' to Ferozpur district hospital on the night of November 8-9, 1994
- The seventh, who was critically injured, was referred to King George Medical College in Lucknow, but he succumbed 12 days later

Why it came into the limelight?

According to senior advocate SFA Naqvi, the counsel for the victim and their families, the petition had challenged the 2007 notification of the Uttar Pradesh Government, which had invoked Section 321 of the CrPC to withdraw the cases against the accused jail staff.

Led by the then Jail Superintendent Vindhyachal Singh Yadav, the jail staff was reportedly responsible for the custodial deaths of seven Sikh TADA undertrials on the night of November 8-9, 1994.

What exactly happened?

In 2007, the then Mulayam Singh Yadav-led government secretly invoked Section 321 of the CrPC to withdraw the cases against the accused. This was in contradiction to an earlier order of the Department of Home issued (on January 16, 1995) by the Principal Secretary, Jails, on the orders of the Governor by means of which sanction for the prosecution of PCS officer Vindhyachal Singh was granted under Section 197 of the Criminal Procedure Code, 1973.

What is custodial death?

Custodial death is the event of the demise of an individual, who has been detained by the police on being convicted or being undertrial. They can be classified into three broad categories: death in police custody, death in judicial custody, and death in custody of defence/paramilitary forces.

(Source:- The Tribune)

Please visit Regular Quiz Section for important questions.

Punjab PCS --> See Second (Regular Quiz)

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