



MAJESTY LEGAL  
Advocates & Solicitors

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**“RS. 5 LAKH COMPENSATION TOWARDS WRONGFULL CUSTODY BY POLICE”**

**“ANIL KUMAR SINGH VS STATE OF JHARKHAND AND ORS”**

Hon'ble High Court of Jharkhand, in the case of *Anil Kumar Singh vs State of Jharkhand and Ors*<sup>1</sup>, Hon'ble Court ordered substantial compensation of Rs. 5 lakhs to be paid to a victim of police brutality. Hon'ble court found that petitioner had been wrongfully taken into custody and subjected to severe torture by police officials. Incident occurred in 2022 when petitioner was forcefully removed from his home by Sub-Inspector Ranjit Kumar Yadav and other officers from Garu Police Station, Latehar. Hon'ble court noted that police had unlawfully detained petitioner, subjected him to merciless assault with lathis and kept him confined for three days before realizing their mistake and releasing him. State had initially sanctioned Rs. 50,000/- as compensation, which Hon'ble court deemed inadequate given the severity of misconduct. Hon'ble Court emphasized gravity of police's actions and ordered compensation amount of Rs. 5 lakhs to be paid by State within two weeks. Additionally, Hon'ble court directed that this amount should be recovered from police officials responsible for wrongful custody.

Hon'ble court's decision reflects a stance against police brutality and highlights importance of adequate compensation for victims of such misconduct. It also underscores the accountability of law enforcement officials in upholding citizens' rights and ensuring justice in such cases.

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<sup>1</sup> 2024 LiveLaw (Jha) 105

<sup>2</sup> Majesty legal is a LAW FIRM established in 2013 by Ms. Mahi Yadav. Objective of this legal update is to provide insights on law, statutes and is personal in nature, not to be deemed as legal advice.

IN THE HIGH COURT OF JHARKHAND AT RANCHI

**W.P.(Cr.) No. 509 of 2022**

Anil Kumar Singh

.... Petitioner(s)

Versus

1. State of Jharkhand

2. Superintendent of Police, Latehar.

3. Garu Police Station, Latehar.

..... Respondents.

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**CORAM : SRI ANANDA SEN, J.**

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For the Petitioner (s) : M/s Twinkle Rani and Shailesh Poddar, Advocate.

For the Respondent(s) : Mr. Ashutosh Anand, AAG-III

Mr. Binit Chandra, AC to AAG-III

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09/22.06.2024: So far as the investigation is concerned, the police has submitted chargesheet against S.I. -Ranjit Kumar Yadav and other police officials.

2. If the petitioner has got any grievance, against the said investigation, it will be open to the petitioner to raise the points before the concerned Court in which the chargesheet has been submitted.

3. So far as compensation is concerned, counsel for the State submits that Rs.50,000/- has been sanctioned on account of compensation.

4. This Court feels that Rs.50,000/- is not the adequate amount. It is the case where the police had illegally taken into custody this petitioner and taken him to police station and mercilessly assaulted him and kept him confined for three days and thereafter they realized that this petitioner is not the person, who was to be taken into custody, thereafter they released him. This fact is admitted by the State.

5. It is the case of the State that because of the act, the police officials have also been proceeded against. This sort of act on the part of the respondents demands more compensation. The police officials in most arbitrary manner had taken law in their hands and had tortured a poor citizen of this Country without there being any material against him.

6. Thus, I am inclined to enhance the amount of compensation to Rs.5,00,000 (five lakh), to be paid by the State immediately, preferably within a period of two weeks.

7. Since it is an admitted case that this petitioner was wrongly taken into custody and was tortured, the amount will be recovered from the police officials, who had taken the petitioner in custody and have tortured him. The recovery should be made within two months from the date of payment.

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8. Let a copy of this order be sent to the office of the Accountant General, Jharkhand as well as Director General of Police (DGP), State of Jharkhand for doing the needful.

9. The Registrar General of this Court will be informed by the DGP about the said concurrence.

10. With the aforesaid observation and direction, this petition stands **disposed of.**

Anu/-CP3

**(ANANDA SEN, J.)**