

BEFORE
TRIPURA HUMAN RIGHTS COMMISSION
KUNJABAN, AGARTALA

Complaint No. 72 of 2023

**In connection with death of one R.I. Convict
Namely Sonai Debbarma @Brajendra
S/O Haricharan Debbarma of Village Totabari,
PS- Kalyanpur, District- Khowai.**

FINAL ORDER DATED 21.02.2024

The Superintendent of Kendriya Sansodhanagar, Bishalgarh, Tripura, has sent a message through police communication dated 21.09.2023 reporting that R.I. Convict namely: Sonai Debbarma @ Brajendra (age about 56 years) S/O Haricharan Debbarma of Village Totabari, PS- Kalyanpur, District- Khowai died at Atal Bihari Vajpayee, Regional Cancer Center, Agartala on 21.09.2023 at about 9:05 AM, during his treatment. He was in Sansodhanagar in connection with session trial case no. ST.47 (WT/K) 2011 U/S 302/49/326 of IPC and was sentenced to suffer R.I. for life and accordingly in terms of the order of sentence, he was put in Kendriya Sansodhanagar, Bishalgarh,.

While in custody, the convict fell ill and as per advice of the Medical Officer of Kendriya Sansodhanagar, he was shifted to AGMC & GBP Hospital, Agartala on 01.05.2023 at about 1.30 PM and accordingly he was admitted in the hospital as an indoor patient in Male Surgical Ward No.IV. Under the advice of the attending Medical Officer of AGMC & GBP Hospital, the patient was shifted to Atal Bihari Vajpayee Regional Cancer Centre, Agartala on 27.05.2023. On 21.09.2023 at about 9.05 A.M the patient i.e

convict Sonai Debbarma @ Brajendra died at Atal Bihari Vajpayee Regional Cancer Centre, Agartala in course of his treatment.

2. Considering the facts relating to the custodial death of R.I. Convict, Namely: Sonai Debbarma @ Brajendra, the Commission took cognizance and passed an order on 22.09.2023 directing I.G. Prisons to submit a detail report such as Final PM report, Inquest report over the dead body of the convict, Viscera analysis report, Magisterial Inquiry report, Medical history of the convict while under custody at Kendriya Sansodhanagar, Bishalgar, Tripura etc. and accordingly all those reports were submitted by I.G. Prisons.
3. It reveals from the Magisterial Inquiry report conducted by Sumangal De, Deputy Collector & Magistrate, Office of the SDM Sadar, West Tripura that R.I. Convict, Namely: Sonai Debbarma @ Brajendra, died due to his physical illness/medical complicity and no foul play was suspected during the inquiry. However, "the cause of death in this case was kept pending till the availability of visceral toxicological analysis report and histopathological examination (HPE) report".
4. I.G. Prisons has also submitted the final opinion regarding cause of death based on SFSL report, histopathological examination report etc. given by the Medical Officer department of Forensic Medicine & Toxicology, AGMC & GBP Hospital. The opinion of the Medical Officers is as follows :-

Final Opinion:- *"Based on the autopsy findings viscera analysis and histopathological examination reports I am of the considerate opinion that the cause of death in this case is septicaemia in a case of carcinoma gallbladder".*

5. The Commission has meticulously examined the Magisterial

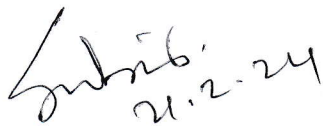
Inquiry report and the final opinion of the doctors regarding the cause of death of R.I. Convict, Namely: Sonai Debbarma @ Brajendra, along with the other relevant documents. It appears from the above report that there is no foul play on the part of the any officials of KST, Bishalgarh and the cause of death is septicaemia in a case of carcinoma gallbladder and no associated poisoning/intoxication is detected in the viscera. Thus it is found that R.I. Convict Namely: Sonai Debbarma @ Brajendra died due to his illness and not for any foul play of any of the Govt. officials.

6. In view of the above observations the Commission is of considered opinion to close the proceeding. In the result, the case is disposed of / closed.

7. Copy of this order be sent to the Secretary, Home Department (Jail) Govt. of Tripura for information.

8. Copy of this order be sent to the I.G. Prisons also for information.


(JUSTICE S.C. DAS)
CHAIRPERSON


(S.C. SAHA)
MEMBER

(on leave)
(B.K. RAY)
MEMBER