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HOME DEPARTMENT

NOTIFICATION

The 23rd July 2013

S.R.O. No. 517/2013—The Hon'ble High Court of Orissa vide their Order dated the 8th March 2013 in Writ Petition (C) No. 4910 of 2013 (Nityananda Behuria *Vrs.* Government of Odisha & Others) have appointed Shri Chakradhara Kar, retired District Judge to conduct judicial inquiry and submit a report to the Hon'ble High Court within a period of three months from the date he assumes charge in respect of the following matters :—

- (i) To enquire into the incidents alleged to have taken place in Bidanasi Police Station on 20th February 2013 as alleged in Bidanasi Police Station Case Nos. 20 and 22, dated the 21st February 2013 and role and conduct of officials and persons involved in the said incident.
- (ii) Indicate names of official(s) and/or person(s) responsible for such acts of commission and omission and misdemeanour.
- (iii) Any other matter connected with and/or incidental thereto as may be considered appropriate.
- (iv) Suggest remedial measure(s) to prevent recurrence of any such incident in future.

2. Now, therefore, the State Government do hereby appoint Shri Chakradhara Kar, retired District Judge to enquire into matter as per the aforementioned terms of reference and submit his report to the Hon'ble High Court within a period of three months from the date he assumes charge.

3. In the course of enquiry it is open to the Inquiring Officer, if he considers it necessary, to visit Bidanasi Police Station and to examine the records of the said Police Station. It is open to him also to take into his custody all such records as he may think fit and proper. It is also open to him to record the statements of any witness, which he may consider necessary. He will examine the petitioner and such of the witnesses as the petitioner may desire, either himself or through his counsel.

4. The Inquiring Officer may summon any person/officer to appear before him and he may record their statements. While recording the statements of all the aforesaid person/witnesses, no oath shall be administered to them. He may also direct any officer or authority including the police officers to produce all such records, papers, files, diaries as may be considered by him to be necessary in the interest of such inquiry. The Inquiring Officer may also go through the relevant entries in the case diary and the F.I.R. book supposed to be maintained under the provisions of the Police Manual of the State and find out the persons, who were present inside the premises of Bidanasi Police Station or otherwise at the relevant time and record their statements, as he may consider necessary.

5. The headquarters of the Inquiring Officer shall be at Cuttack.

[No. 26763—HOME-FSSIE-CASE-I-0071/2013-H.]

By order of the Governor

LALIT DAS

Special Secretary to Government