

**Uttar Pradesh**  
**U.P. Human Rights Commission TC-34 V-1, Vibhuti Khand, Gomti Nagar,, UTTAR PRADESH -120**

Abhiraji Nishad,  
Village Panchayat Naugaon, Post Nadini, P.S. Vindhyachal, MIRZAPUR , UTTAR PRADESH  
**Dated: 30/09/2025**

Dear Abhiraji Nishad,

The Commission has received your complaint and it has assigned diary number as **6897/IN/2025** with the following details:-

**Complainant Details**

<b>Name:</b>	Abhiraji Nishad		
<b>Mobile:</b>	7518494920	<b>Email:</b>	nishadabhiraji@gmail.com
<b>Address:</b>	Village Panchayat Naugaon, Post Nadini, P.S. Vindhyachal,		
<b>District:</b>	MIRZAPUR	<b>State:</b>	UTTAR PRADESH

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**Victim Details**

Complainant and victim are the same person.

**Incident Details**

<b>Incident Place:</b>	Vindhyachal police station	<b>Incident Date:</b>	25/09/2025
<b>Incident Category:</b>	ABUSE OF POWER		
<b>Incident District:</b>	MIRZAPUR	<b>Incident State:</b>	UTTAR PRADESH
Is it filed before any Court / State HRC	No		

<b>Incident Details:</b>	<p>PETITION/COMPLAINT TO THE UTTAR PRADESH HUMAN RIGHTS COMMISSION Under Section 12 of the Protection of Human Rights Act, 1993 TO: The Chairman/Companion Members, Uttar Pradesh Human Rights Commission, Manav Adhikar Bhawan, TC-34, V-1, Vibhuti Khand, Gomti Nagar, Lucknow - PIN Code: 226010. Subject: Human Rights Violation of a Minor and Denial of Justice due to Unlawful Refusal to Register a First Information Report (FIR) in a Cognizable Offence (Grievous Hurt). Grievance Registration Number (CM Secretariat): GOVUP/E/2025/01138901. DETAILS OF THE COMPLAINANT: Detail Information Name Abhiraji Nishad (Mother of the Minor Victim) Designation Member, Block Development Council (BDC) Address Village Panchayat Naugaon, Post Nadini, P.S. Vindhyachal, District-Mirzapur, U.P., PIN Code: 231303 Mobile No. 7518494920 Date September 30, 2025 2. DETAILS OF THE MINOR VICTIM: Detail Information Age 12 years (Minor) Nature of Injury Bone Fracture (Hand) classified as "Grievous Hurt" under IPC Section 320. 3. DETAILS OF INCIDENT AND ALLEGED PERPETRATORS: Detail Information Date of Incident September 25, 2025 Location Village Panchayat Naugaon, Mirzapur, U.P. Alleged Offenders Umar Shankar S/o Ramnath, Laxmikant, and Kaju Offences Disclosed Voluntarily Causing Grievous Hurt (IPC Sec. 325) and Intentional Insult (IPC Sec. 504). Police Station Concerned P.S. Vindhyachal, Mirzapur. 4. CORE GRIEVANCE: VIOLATION OF LAW AND HUMAN RIGHTS The central grievance is the unlawful and persistent refusal by the Station House Officer (SHO), P.S. Vindhyachal, to register a First Information Report (FIR) despite the commission of a grave cognizable offence, specifically Grievous Hurt upon a minor child. The police action/inaction constitutes a direct violation of: A. INDIAN LAWS Section 154(1) of the Code of Criminal Procedure (Cr.P.C.): Mandates the registration of an FIR when information relating to the commission of a cognizable offence is given orally or in writing to an officer in charge of a police station. Grievous Hurt (IPC Sec. 325) is a Cognizable and Non-Bailable Offence. Supreme Court Mandate (Lalita Kumari vs. Govt. of U.P. and Ors., 2014): The Hon'ble Supreme Court categorically held that registration of an FIR is mandatory under Section 154 of the Cr.P.C. if the information discloses a cognizable offence. No preliminary inquiry is permissible in such cases. Protection of Children from Offences: The refusal to register the FIR against those who have inflicted grievous bodily harm on a minor undermines the child's right to protection and justice, implicitly violating the spirit of the Juvenile Justice (Care and Protection of Children) Act, 2015. Right to Life and Personal Liberty (Article 21 of the Constitution of India): The denial of the statutory mechanism for justice (FIR registration) directly impedes the victim's right to an effective legal remedy and investigation, thereby violating his fundamental right to</p>
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personal liberty and protection of law. B. UNIVERSAL DECLARATION OF HUMAN RIGHTS (UDHR) & CHILD RIGHTS Article 3 (UDHR): "Everyone has the right to life, liberty and security of person." The State's inaction to investigate a serious assault compromises the minor's security. Article 8 (UDHR): "Everyone has the right to an effective remedy by the competent national tribunals for acts violating the fundamental rights granted him by the constitution or by law." The non-registration of the FIR denies the minor an effective remedy. Article 25(2) (UDHR): "Motherhood and childhood are entitled to special care and assistance." The neglect by the police in a case concerning grievous hurt to a child is a failure of this special duty. Convention on the Rights of the Child (CRC): The State has an obligation to ensure the child is protected from all forms of physical violence (Article 19) and that the child has the right to an effective remedy (Article 4).

5. FACTS OF DENIAL OF JUSTICE: Following the merciless assault on September 25, 2025, the Complainant took her son for medical treatment, spending approximately ₹1500 for the X-ray and plaster application. Medical evidence, including the X-ray report confirming the fracture and the Orthopedic Surgeon's prescription, unequivocally establishes "Grievous Hurt" (IPC Sec. 320). Despite presenting this conclusive medical evidence, the police personnel at P.S. Vindhyachal subsequently and repeatedly refused to register the FIR, advising the Complainant to seek private treatment initially, thereby placing an illegal burden on the victim's family. The matter has been escalated to the Chief Minister's Secretariat (Ref: GOVUP/E/2025/0113890), highlighting the grave nature and the continued denial of a basic legal right.

6. PRAYER/ACTION REQUESTED: In light of the grievous nature of the offence against a minor and the flagrant violation of the mandatory legal requirement for FIR registration, the Complainant humbly and urgently requests the Hon'ble Commission to: Direct the Senior Superintendent of Police (SSP), Mirzapur, Shri Somen Verma, I.P.S., to take immediate and disciplinary action against the personnel at P.S. Vindhyachal responsible for the unlawful refusal to register the FIR. Direct the SSP, Mirzapur, to ensure the immediate registration of an FIR under the relevant sections of the Indian Penal Code, specifically Section 325 (Grievous Hurt) and Section 504 (Intentional Insult), against the named offenders: Umar Shankar, Laxmikant, and Kaju. Order a fair, impartial, and time-bound investigation into the matter. Recommend suitable compensation for the violation of the minor victim's human rights and the financial hardship imposed by the police's failure to act.

ENCLOSURES (Copies Attached): Copy of the Victim's Picture with Plaster. Copy of X-ray Report (Showing Fracture). Copy of Prescription/Treatment Records from Orthopedic Surgeon. Address of Ashirwad Diagnostic Centre. With utmost respect and faith in the Hon'ble Commission, Abhiraji Nishad (Complainant and Mother of the Minor Victim) Member, Block Development Council (BDC) Mobile: 7518494920 Date: 30/09/2025