

TIME BOUND
BY FAX

No. FTS No. 205227/R/2016-H-I
Government of India
Ministry of Health & Family Welfare
(Hospital Section)

Nirman Bhawan, New Delhi
Dated the 29th February, 2016

To,

The Medical Superintendent,
Safdarjung Hospital,
New Delhi.

Subject: forwarding of copy of order dated 20.02.2016 in respect of Court case
under FIR No. 724/14 under section 279/304A IPC registered in Ranjit
Nagar Police Station, New Delhi

Sir,

I am directed to forward herewith a copy of self-explanatory order dated 20.02.2016
in respect of Court case under FIR No. 724/14 under section 279/304A IPC registered in
Ranjit Nagar Police Station, New Delhi received from Shri Anoop Kumar Mediatta, Judge,
Motor Accident Claims Tribunal (Central District), Room No. 18, District Court, Tis Hajari,
Delhi and to request you to kindly submit an Action Taken Report immediately. The **date of
next hearing is 04.03.2016**

Yours faithfully,



(Sanjay Pant)

Under Secretary to the Govt. of India

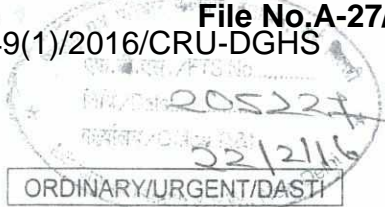
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Encl: As above

Copy for similar action to:

1. The DDG (P), Dte. GHS, Nirman Bhawan, New Delhi
2. ~~Director, Health Services, Govt. of NCT of Delhi, Delhi.~~

Receipt No : 55449(1)/2016/CRU-DGHS



Adoop Kumar Mendiratta
Judge, MACT (Central) Delhi
Room No. 18, District Court
Tis Hazari, Delhi



ORDINARY/URGENT/DASTI

AHLMAD

CIVIL NAZIR/S.H.O.

DATE OF ORDER	20-2-16	NAME OF PROCESS SERVER
DATE OF FILING OF P.F.		
DATE OF ISSUE	20-2-16	
NO. OF DOCUMENTS ANNEXED		NUMBER OF PROCESS
NEXT DATE OF HEARING	4-3-16	DATE OF RETURN

205227
22/2/16

J. (Cr.)3

FR-724/14
U/S-279/304 A/P
Re-Ranjit Nay

नोटिस
Notice

आदेश के अनुसार
As per order

बनाम
Versus

To,
Secretary (Health),
Government of India

अर्जी
Application

(Note :- Copy of order dt 20/2/16 Att.
for Information & Compliance)

नोटिस
Notice

किया जाता है कि तारीख

4/3/16

ने अर्जी दी है अतः आप को इस नोटिस के द्वारा सूचित
को स्वयं या वकील के जरिए हाजिर हों।

Whereas.....application has been made before
me and you are hereby informed through this notice dated.....you
are hereby required to appear in person or by pleader.

P.S. to

CH)

24/2/16

DIR(ON)

JS(KCS)

24/2/16

Judge M A C T
Motor Accident Claims Tribunal
(Central District) Delhi

Rel

Receipt No : 55449(1)/2016/CRU-DGHS

REPORT OF PROCESS SERVERS/BALLIFF

Process Server/Balliff.....

Code/Belt No. and Designation.....

Sl. No.	Particulars	Ist Visit	IInd Visit	IIIrd Visit
1.	Date & Time of visit			
2.	Name & Address of the Person/Company/Office on whom process served			
3.	Whether process served/if not served then reasons			
4.	Whether Documents/Annexures are supplied & number			
5.	Endorsement and Signature of the Person to whom the process served			
6.	Remarks of the Process Servers			

Witness :

1.

2.

Affidavit of Process Server

Seal of Firm/Company/Signature

Attestation by Civil Nazir I/II/III/S.H.O.

Anoop Kumar Mendiratta
Judge, MACT (Central) Delhi
Room No. 18, District Court
Tis Hazari, Delhi

FIR No.724/14
PS: Ranjit Nagar
U/S : 279/304A IPC

20.02.2016

Present: ASI Madan Mohan, MACT Cell (Central), Delhi (IO).

Shri Ravinder Pal (brother of deceased Ajeet Singh).

As per case of prosecution, victim Ajeet Singh R/o Baljeet Nagar aged about 53 years was admitted at Acharya Shree Bhikshu Government Hospital, Moti Nagar on 20.11.2014 at about 3.26 PM by CATS ambulance with alleged history of road traffic accident near Metro Pillar No.231, Shadipur Metro Station. During the course of treatment, victim was referred from Acharya Shree Bhikshu Government Hospital to Safdarjung Hospital on 05.12.2014 in unconscious condition and finally expired on 13.12.2014. Unfortunately, no attendant was available to the victim and the relatives of the victim remained unaware of the accident throughout despite running from pillar to post and accident having taken place within few steps from their residence within jurisdiction of same Police Station Ranjit Nagar.

2. It is submitted by Shri Ravinder Pal (brother of deceased) that they were informed by the police after the death of deceased on 13.12.2014 (after about a month) just before the postmortem was to be conducted. He also submits that the family members had been fruitlessly visiting the Police Stations to find out the particulars of his brother but the same did not yield any result.

Statement of Shri Ravinder Pal has been separately recorded.

3. IO submits that DD No.24 & 25A were registered at PS: Ranjit Nagar in respect of the accident on 20.11.2014 but FIR was registered u/s 279/304A IPC only on 13.12.2014 after the victim expired.



FIR No.724/14

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IO further explains that identity of deceased could only be established on 14.12.2014 as the address reflected in the MLC happened to be the earlier address of the deceased.

4. Perusal of record reveals that Detailed Accident Report (DAR) has been filed as untraced since the particulars of the offending vehicle could not be traced and the untraced report has been duly accepted by the Id. MM vide order dated 08.02.2016.

The facts of the case reveal that name of the deceased may have been wrongly recorded as Ranjeet Singh instead of Ajeet Singh in MLC at the time of admission in Acharya Shree Bhikshu Government Hospital as he was critically injured but had reported his earlier address. Unfortunately, no action appears to have been taken by the police for a period of about one month and even the FIR was not initially registered regarding the accident though the victim suffered grievous injuries in the accident. FIR was only registered after victim expired on 13.12.2014 and family members were only thereafter informed about the accident.

Such like incidents are not uncommon, wherein the police and hospital administration remain clueless due to insensitivity and lack of efforts and proper coordination by the investigating agencies.

Considering the facts and circumstances, DCP (Central), Delhi is directed to look into the lapses in investigation and appropriate action be taken against defaulting officials. I am also of the considered opinion that in such like cases, to speed up the chances of identifying the victims, the photographs of unidentified victims of accident need to be placed on the website of Delhi Police within 24 hours. This shall help in better coordination between the investigating agencies and also help the family members to trace the victim of accident instead of repeatedly visiting the Police Stations and each hospital separately which remains a daunting task. **Commissioner of Police, Delhi is accordingly directed to take necessary steps in this regard and**

circular be accordingly issued to Investigating Officers for placing the photograph of unidentified victims of accident within 24 hours of accident and admission in hospital.

Also, since most of the hospitals in NCT of Delhi are having their respective websites or are connected with the centralised website of Government of NCT of Delhi, necessary steps in this regard for displaying the photograph of unidentified victims of accidents within 24 hours of accident be taken at their end. Necessary circulars be accordingly issued to Medical Superintendent of the respective hospitals by the Chief Secretary, Government of NCT of Delhi and Secretary (Health), Government of India. **The same shall be of considerable aid to the victims as well as the traumatised family members and may enable to save some precious lives.**

A copy of this order along with notice through IO be forwarded to the Chief Secretary, Government of NCT of Delhi; Secretary (Health), Government of India and Commissioner of Police, Delhi for compliance. Action Taken Report be filed on 04.03.2016 through Secretary (Health), Government of NCT of Delhi; Secretary (Health), Government of India and DCP (Central), Delhi respectively.

Since the untraced report has already been accepted by the concerned MM, the present DAR proceedings are accepted as untraced with liberty to get the same revived as and when the driver and owner of the offending vehicle are known.



Put up on 04.03.2016.

(A.K. Mendiratta)

Judge, MACT-1 (Central), Delhi/20.02.2016