



Final Order

No. PCA/DDD/Case-08/2011/18

Date: 15/05/2012

Applicant Name & Address : Shri Kantilal M. Patel
: Gram Sevak, C/o. BDO Daman, District Panchayat,
Dholar, Daman.

Complaint Registration Date : 16th January 2012

Complaint About : Harassment and misbehavior by the Traffic Police

Complaint Against : 1. Shri Chetan Hirachand Jadav, PC No. 241.

Statements Recorded by the Authority :

1. 13th March 2012 Shri Kantilal M. Patel
2. 03rd April 2012 Shri Chetan Hirachand Jadav, PC No. 241.
3. 10th April 2012 Shri Deepak Jasabhai Vaja, Assistant Sub Inspector, Dabhel (OP)
- 17th April 2012

Summary of Statements recorded by the authority :

1. :
 - i. Shri Kantilal M. Pate had grievances against the arrogant, abusive, rude behavior and attitude of showing police power of the traffic police and not for the fine was imposed on him for the violation of the traffic rule.
 - ii. On 11/01/2012 when Shri Kantilal M. Patel returning from completing of his duty at Athiyawad Check Post traffic police constable forcibly remove the ignition key of his motor cycle and took the custody.
 - iii. On asking for driving license and vehicle papers by the traffic police Shri Kantilal Patel had shown the original license but Shri Kantilal Patel did not had the vehicle documents with him at that time.
 - iv. Shri Kantilal Patel informed the traffic police constable that he is also a Govt. Servant and the original papers of the vehicles are at his office and he can produce the same.
 - v. Then the traffic police constable shows his police power and misbehaved with him.
2. :
 - i. Shri Chetan Hirachand Jadav, PC No. 241, in his statement given before the authority he stated that on 11/01/2012 he had taken out the ignition key of the motor vehicle Shri Kantilal Pate, but not forcibly.
 - ii. In his statement Shri Chetan Jadav denied the allegations of Shri Kantilal



Final Order

Patel of arrogant, abusive, rude behavior and attitude of showing police power.

iii. In his statement, Shri Chetan Jadav further stated that Shri Kantilal had not worn his helmet on 11/01/2012 and also not has vehicle documents.

3. : i. In his statement, Shri Deepak Vaja, ASI refused all the allegations of Shri Kantilal M. Patel i.e. arrogant, abusive, rude behavior and attitude of showing police power, forcibly removing the ignition key of his motor cycle.

Facts immerging from the statements :

- a) Shri Kantilal M. Patel complained that traffic policemen Shri Bharat Vaja misbehaved with arrogance and showed police power.
- b) Shri Chetan H. Jadav admitted that he had stopped the motor cycle of Shri Kantilal Patel and removed the ignition key of the motor cycle but refused to have taken custody of motorecycle by force or any misbehavior what so ever.

Final Order :

This is a case appears to be of mistaken identity of Shri Chetan H. Jadav as Shri Bharat Vaja. However considering the allegation of misbehavior, arrogance and the refuted by the policemen concerned, the dire need of decent and polite behavior by the traffic police to the citizen cannot be denied. At the same time citizens are also require to comply motor vehicle rules in letter and spirit. Compliance of traffic rules by citizen and performance of public duty by policemen are two side of the same coin. While performing lawful public duty every policeman is required to observe minimum standard of decency and polite behavior without hurting self respect of any individual.

The Superintendent of Police, Daman & Diu is directed to issue direction to all policemen on traffic duty to observe minimum standard of decency and politeness in dealing with general public while enforcing motor vehicle rules.

Above direction would dispose of the inquiry.

S. M. Parmar
Chairperson

Police Complaint Authority
Daman & Diu and Dadra & Nagar Haveli
Silvassa