

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Criminal Writ Petition No. 245/2022

Monika Kumari Choudhary D/o Prahalad Choudhary W/o Mr. Mukesh

-----Petitioner

Versus

State Of Rajasthan & Ors.

-----Respondents

Connected With

S.B. Criminal Writ Petition No. 266/2022

Om Prakash Saini S/o Jagdish Prasad Saini

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s)

: Mr. Anil Kumar Upman
Ms. Anubha Singh
Mr. Ajay Kumar Jain
Mr. Tushar Panwar

For Respondent(s)

: Mr. GS Rathore, GA cum AAG
Mr. Prahlad Singh Krishnia, DCP East,
Jaipur CMSNRT
Mr. Shisram, SHO, Bajaj Nagar
Mr. Devishai, ACP, Malviya Nagar

HON'BLE MR. JUSTICE BIRENDRA KUMAR

Order

05/07/2022

The respondents were directed to ensure safe retrieval of the CCTV footage of Police Station Bajaj Nagar, Jaipur (East) from 13.04.2022 to 17.04.2022 and to produce the same before the Court on the date fixed in the case. The order was not complied with.

Hence, by order dated 28.06.2022, the District Commissioner of Police, Jaipur East and Station House Officer

Police Station Bajaj Nagar, Jaipur were directed to remain physically present.

Both are physically present in the Court. DCP informs that till date, no CCTV Camera have been installed at the Police Stations at the instance of the State Government rather with public support CCTV Cameras have been installed which have storing capacity for 32 hours only. Therefore, the record cannot be produced of the relevant period.

Learned counsel for the petitioners submits that in **Paramvir Singh Saini Vs. Baljit Singh & Ors.**, a three Judges Bench of Hon'ble Supreme Court has made specific directions for installation of CCTV Cameras having capacity to preserve recording for a certain minimum time period, which shall not be less than six months.

The said directions have not been complied with by the State Government.

Para-20 of the said judgment is being reproduced below:-

"The SLOC and the COB (where applicable) shall give directions to all Police Stations, investigative/enforcement agencies to prominently display at the entrance and inside the police stations/offices of investigative/enforcement agencies about the coverage of the concerned premises by CCTV. This shall be done by large posters in English, Hindi and vernacular language. In addition to the above, it shall be clearly mentioned therein that a person has a right to complain about human rights violations to the National/State Human Rights Commission, Human Rights Court or the Superintendent of Police or any other

authority empowered to take cognizance of an offence. It shall further mention that CCTV footage is preserved for a certain minimum time period, which shall not be less than six months, and the victim has a right to have the same secured in the event of violation of his human rights.”

The respondent No.1-Principal Secretary (Home) and respondent No.2-Director General of Police, Police Head Quarters, Lal Kothi, Jaipur shall file their personal affidavits regarding steps taken in pursuance of directions of the Hon’ble Supreme Court issued in para-20 of the aforesaid judgment.

List on 04.08.2022.

Personal appearance of respondents No.3 and 4 is dispensed with.

(BIRENDRA KUMAR),J

Sunita/1-2

