



Comisión Nacional de los Derechos Humanos

México

Recommendation 55/2011

The following is a synopsis of the recommendation emitted by the CNDH . The complete version may be consulted on this institution's web page.

Mexico City, October 12th, 2011

MATTER: ABOUT THE CASE OF ARBITRARY DETENTION, ILLEGAL RETENTION AND DEATH TO THE DETRIMENT OF V1 IN SAN ANDRES TUXTLA, VERACRUZ.

AUTHORITY RESPONSIBLE: SECRETARY OF NATIONAL DEFENSE

The Mexican National Human Rights Commission examined the elements and evidence contained within file CNDH/2/2010/6650/Q, relating to the case of illegal detention and retention and death of V1 in the municipality of San Andrés Tuxtla, Veracruz. The written complaint submitted by Q1 was received by the National Commission via fax on November 26th 2010. It detailed how, on the 24th day of the cited month and year, V1 left his house in the municipality of San Andrés Tuxtla, Veracruz; on this same day a call from T4 was received at the Headquarters of the Municipal Police of the Town Hall of San Andrés Tuxtla, who said that an individual claiming to be a member of the armed forces showed up at his house to question him about his son SP9, who had gone missing. In light of this SP5, SP6 and SP7 went to such location to meet with the individual in question, who identified himself as V1. It was then that a group of military personnel arrived on two military vehicles from the 1st Infantry Battalion of San Andrés Tuxtla and loaded V1 into one of the vehicles to take him to the military facilities at military compound N° 29-D in San Andrés Tuxtla. He has kept there for approximately three hours, during which he was beaten in such a way that he was taken to the “Dr. Bernardo Peña” General Hospital by army personnel at around 23:00 hours. He was seen by SP1, who noticed that the victim showed no vital signs and notified the soldiers who, without identifying themselves or giving further details, left the hospital and abandoned the body of V1. This proves violations to the human rights to public safety, freedom, personal integrity and safety, humane treatment and life to the detriment of V1. This was due to actions consisting in arbitrary detention, illegal retention, failure to provide protection and assistance, arbitrary use of public force and death, accredited to AR1, AR2 and AR3, members of the 1st Infantry Battalion of the 29th Military District in Minatitlan, Veracruz. As a result, the National Commission issued Recommendation 55/2011.

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