

BEFORE JUSTICE RANGANATH MISRA COMMISSION OF INQUIRY  
5, DR. RAJINDRA PRASAD ROAD, NEW DELHI.

This HUMBLE reply on behalf of the Union of India to the application of the Citizen's Justice Committee Dated 23rd September, 1985.

Respectfully sheweth:

1. The reports published in the Book 'who are the Guilty', 'Citizens Commission Report'. Truth about Delhi violence and other reports of the Nagrik Ekta Manch have no evidentiary value before the Hon'ble Commission. Such reports are generally biased and are one sided and therefore not relevant and correct and cannot form the basis of any action in the absence of affidavits supporting the incidents mentioned therein.
2. The prayer of the Citizen's Justice Committee to appoint a very senior I.A.S. Officer to head the investigating agency for the assistance of the Commission is neither constructive nor proper. Investigations can be conducted effectively and efficiently by Police Officers. The investigation work has already been entrusted to Mr. D.R. Meena, I.P.S. by the Commission. Mr. Meena has started functioning with full vigour, other police officers may be appointed to assist him as when required.
3. In case the investigating agency is authorised to accept fresh complaints from any complainant or any other representative body and also empowered to investigate the same itself in confidence, as desired by the Citizen's Justice Committee, it may hamper and lengthen the work of the Commission and may make matters very complicated. Such type of authorisation would lead to the induction of fresh connected material for inquiry.

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4. The arrest of Mr. N.D. Pancholi and prosecution of other persons in other offences has no connection with the present inquiry. It is wrong to say that the statement if any, by the General Secretary of the ruling party would generate a fear psychosis among the people. The government is not aware of any such statement. The various political parties are free to issue statements within the frame work of the Constitution.

5. The suggestion of the Citizen's Justice Committee to extend further time to file affidavits regarding Delhi riots along with those of Kanpur and Bokaro is not proper. The Commission has already refused to accept the suggestion to extend further time.

6. The prayer of the Citizen's Justice Committee to enquire into the incidents at Delhi, Kanpur and Bokaro together is neither feasible nor practicable.

7. Appropriate direction for the protection of such persons who are reported to be harassed have already been issued by the govt. to the police. The Hon'ble Commission may get the alleged cases of harassment, which may appear to be genuine, crossed checked through the investigation agency. It is quite likely that the interested parties may try to exploit the situation and such organisations and investigations, with ulterior motive, to harass persons who are otherwise inimical to them.

8. The prayers of the Citizen's Justice Committee are only a device to gain further time and have no real substance.

9. It is therefore prayed that the said application may be rejected.

New Delhi.  
4.10.1985

Sd/- (S.N. KHARE)  
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Union India.