

Subversion Through Rewards and Transfers:

List of Notes on Subversion of the Bureaucracy and Police through Rewarding the Guilty and Punishing those who acted lawfully; (**Annexure “J” Pages 3947-3962 of the HC Record**)

References from Zakia Jafri Complaint

Para (4) Page 10 of the Zakia Jafri Complaint dated 8.6.2006

Para (67), Pages 63-67 of the Zakia Jafri Complaint dated 8.6.2006

Pages 100-102 of the Zakia Jafri Complaint dated 8.6.2006

References from Protest Petition

Para 362, Page 155, Volume Part 1, Protest Petition

Para 1053, Pages 478-79, Part 1 of the Protest Petition

14.3.2002

Transfer Order dated 14.3.2002 in the midst of the Violence by Home department headed by A-1 @ Annexure IV File VII, Sr Nos 117 of the SIT Investigation Record; (**Annexure “J”, Pages 3963-3965 of the HC Record**)

Through this Transfer Order Following Officers were Transferred:

- (i) S.K. Saikia, IPS (1977) transferred away from Ahmedabad to Anti Crime Bureau
- (ii) MO Khimani, IPS (1980) away from Ahmedabad to Division of HR and Social Justice
- (iii) PC Thakur, IPS (1979) away from Division HR and Social Justice to Vadodara
- (iv) Geeta Johri (1982) away from Vadodara to another post in Vadodara
- (v) SP Chituri (1982) from Police Housing Corporation to important post in Rajkot

- (vi) VV Rabari (1982) away from Gandhinagar to special cadre post at state level
- (vii) FM Guard (1982) away from Vadodara, Traffic to Exec Director Police Housing Corporation, Gandhinagar
- (viii) Chitaranjan Sinh (1976) away from Rajkot city to Gandhinagar posting
- (ix) AI Saiyed (1978) away from Police Academy Crime to top Gandhinagar post
- (x) MD Meena (1976), away from Gandhinagar to Guj Police Acedmy
- (xi) Satish Sharma (1986) away from Terror Operations, Gandhinagar to high posting Surat
- (xii) Satish Verma (1986) away from Jamnagar to Rajkot Range new post
- (xiii) Keshav Kumar (1986) away from Vadodara rural to Rifle Guard post
- (xiv) E Radhakrishnan (1986) away from Gandhinagar into Intelligence Bureau
- (xv) Vinod Mall (1986) away from SP Surendranagar to Ahmedabad positing

24.7.2013

Indian Express clipping dated 24.7.2013 (while Protest Petition being heard) how one of the Protagonists present at the Meeting Anil Mukhim is brought in as Principal Secretary (Revenue) (**Annexure “J”, Page 3966 of the HC Record**)

Punishment Postings Post Gujarat 2002

The vast majority of the field officers and their seniors were actually complying with such illegal verbal directives, and this has impacted the quality, the integrity, and the speed of the justice delivery system. This has been amply confirmed by numerous judicial decisions on the state of health of the Criminal Justice System (CJS) in Gujarat. * A few jurisdictional officers, who did not comply with illegal verbal orders, were reportedly transferred, over - ruling even DGP's objection in March, 2002. The illustrative cases are

RB Sreekumar (IPS, 1971): Adittional Director General of Police (ADGP) Intelligence during 9.4.2002 – 18.9.2002

RB Sreekumar (IPS, 1971):

Sreekumar's affidavits, statements and concision register play a central role in exposing the illegal orders disseminated from the CMO; Misguiding the EC; Rewards and Punishment meted out various officers; Failure to take appropriate action against senior officers and print media; Disregarding reports filed by him; Threats received from Mr.Murmu etc.

References from Zakia Jafri Complaint:

- (i) Para 8, Page 12 of the Zakia Jafri Complaint dated 8.6.2006
- (ii) Para 17, Page 20 of the Zakia Jafri Complaint dated 8.6.2006
- (iii) Paras (29) to Paras (56) at Pages 29-55 of the Zakia Jafri Complaint dated 8.6.2006
- (iv) Para 67(5) at Pages 64-66 of the Zakia Jafri Complaint dated 8.6.2006
- (v) Paras (82), (83), (84) at Pages 83-84 of the Zakia Jafri Complaint dated 8.6.2006

References from Protest Petition

- (i) Page 10, Protest Petition, Volume 1
- (ii) Paras (xii) to (xxv) at pages 19-21, Protest Petition, Volume 1
- (iii) Para 82, Pages 50-51, Protest Petition, Volume 1
- (iv) Para (ii) at Pages 51-52, Protest Petition, Volume 1
- (v) Para 87, Page 55, Protest Petition, Volume 1
- (vi) Paras 93-94, Page 56, Protest Petition, Volume 1
- (vii) Para 101, Page 59-60, Protest Petition, Volume 1
- (viii) Para 121, Page 69, Protest Petition, Volume 1
- (ix) Para 141, Page 81, Protest Petition, Volume 1
- (x) Para 153, Page 85, Protest Petition, Volume 1
- (xi) Para 167, Pages 88-89, Protest Petition, Volume 1
- (xii) Para 238, Page 117, Protest Petition, Volume 1
- (xiii) Paras 261-272, Pages 127-131, Protest Petition, Volume 1
- (xiv) Paras 283-323, Pages 134-147, Protest Petition, Volume 1
- (xv) Para 363-376, Pages 156-159, Protest Petition, Volume 1
- (xvi) Para 426-444, Pages 178-189, Protest Petition, Volume 1 (Prelude to Violence, SIB Messages)
- (xvii) Para 460, Page 205, Protest Petition, Volume 1

27.2.2002-9.4.2002

Addnl. DGP Armed Units, Gujarat Police

09.04.2002 to 17.04.2002

Addnl. DGP Intelligence in State Intelligence Branch (SIB) The former ADGP (intelligence) was transferred to the insignificant post of ADGP (police reforms) in September 2002. The transfer was ordered following Sreekumar's determined efforts to uphold the law and expose the Modi administration's nefarious activities during and after the 2002 violence.

July 2002 and October 2005

Sreekumar filed four affidavits before the Nanavati-Shah Commission that provided startling evidence of the chief minister and his administration's complicity in the genocide, their continuing anti-minority actions and their unrelenting efforts to obscure the truth. In February 2005 Sreekumar was superseded for promotion to the post of DGP, Gujarat, following a sealed cover procedure, a decision that he challenged before the Central Administrative Tribunal.

R. B. Sreekumar's affidavits, statements and entries in his conscience register

- a. VHP called for 'Gujarat Bandh' on 28-02-2002 as a mark on protest against Godhra killings. Gujarat Government permitted the VHP and SanghParivar to proceed with the Bandh. **(Annexure-M1 Page No.4810)**
- b. Sandesh(Vernacular media) and VHP Inciteful Writings Recommended Prosecution (Newspaper even published false reports stating that Hindus were the victims of the riots which intensified and aggravated the situation. **(Annexure-M1 Page No.4810)**
- c. K. Chakravarthi the then DGP had told him that on 27-02-2002 the CM had given illegal instructions to let Hindus vent their anger. **(Annexure-M1 Page No.4811)**

- d. I. K. Jadeja was present in the DGP's office on 01-03-2002 and 02-03-2002, Sreekumar had personally seen him using the DGP's official phone on of the days. **(Annexure-M1 Page No.4814)**
- e. During his tenure as Addl. DGP (Intelligence) he had attended several meetings with the CM and no minutes of the meetings were recorded because illegal instructions were given during these meetings. O. P. Mathur agreed to Sreekumar's request to maintain a register to record oral instructions. (Annexure-M1 Page No.4814; 4815-4816) **(Typed Copy of the Register Annexure-M Page No.4581-4601) (Closure Report Page No. 65-71)**
- f. **16-04-2002** Sreekumar wrote a letter to DGP (Copy to ACS- Home) to take legal action against VHP office bearers for publishing pamphlets containing elements of communal instigation. **(Annexure-M1 Page No.4820) (Letter at Annexure-M Page No.4503)**
- g. Various reports submitted by Addl. DG (Intelligence) dated 28-03-2002, 01-04-2002, 02-04-2002 and 06-05-2002 highlighted the role of media including electronic media by Sreekumar, but no action had been taken. **(Annexure-M1 Page No.4821)**
- h. On 07-06-2002 P. K. Mishra asked Sreekumar to find out which cabinet minister had met the Private Inquiry Committee. He was asked to get Mr.Haren Pandya's call details, as he was suspected to have attended the said inquiry. The same was confirmed by Sreekumar's investigation. **(Annexure-M1 Page No.4812)**
- i. 09-08-2002 CEC's Law and Order meeting to prepone elections. False statements were made that normalcy had been restored throughout the state. The CEC passed an order dated 16-08-2002 which records Sreekumar's submissions and issues directions by employing confidence building measures. **(Annexure-M1 Page No.4822-4824)**

j. 10-09-2002 Joint Secretary, National Commission for Minorities, Govt. of India asking for transcript of Becharaji Speech. 16-09-2002, Sreekumar forwarded the transcript of the said speech, even though he had been given illegal oral instructions to not to act on the request. Transcript of the speech were leaked to the media. Thereafter Sreekumar was transferred due to his CEC Presentation and the Speech Leak. **(Annexure-M1 Page No.4828-4829) (Transcript of Becharaji Speech Annexure-M Page No.4571)**

Magistrate's order : Facts stated in the register entries have been denied as false and baseless by other officers. Thus, the entries in Mr.Sreekumar's register are malafide. His statement against Murmu and Pandya are not corroborated by anyone. Sreekumar has only resorted to making allegations only after he was superseded. **(Page No.174-189)**

Conversations between Arvind Pandya and Sreekumar in context of giving evidence before the Commission cannot be believed to be a criminal activity. **(Page No.201)**

2004

Threats and Intimidation by Government Pleader Arvind Pandya and Murmu (Home Department) and Dinesh Kapadia **(Annexure-M1 Page No.4830-4838)**

9.04.2005

Third Affidavit filed by former Director General of Police RB Sreekumar before Nanavati-Shah Commission details the possible cause of his vindictive treatment and victimisation being the fact that he as a serving officer of the state government adhered to his legal mandate and gave accurate reports to the NHRC. Central Election Commission (CEC) and National Commission for the Minorities. (NCM).

February 28, 2007

The tribunal ultimately ruled in his favour. Sreekumar retired from service on the same or next day.

September 9, 2007

In a separate judgement, the CAT also quashed the charge sheet dated 6.9.2005 against him.

2008

Govt of Gujarat Challenges this Order in the High Court

September 4, 2015

Division Bench of the HC allows the State's SCA citing *Upendra Singh (Supra)* on grounds of the scope of Judicial Review of a Chargesheet but Does Not Comment on Merits

2016

Sreekumar Files SLP in SC against HC Order. SC Stays Operation of the Order (continuation of the Inquiry and the Matter is Pending in the Supreme Court)

Rahul Sharma, SP Bhavnagar, DCB CRIME BRANCH ETC (IPS, 1992):

Rahul Sharma (IPS, 1992):

SP Bhavnagar during the worst days of Violence and was suddenly transferred by March 2002 because of Political Interference(Govardhan Zadaphiya and Modi). The former SP, Bhavnagar, was transferred to the relatively unimportant post of DCP (control room) on March 26, 2002. Sharma's strong actions to quell rioting mobs in Bhavnagar helped bring a volatile situation under control. On March 1, 2002

References from Zakia Jafri Complaint dated 8.6.2006:

- (i) Para 16, Pages 18, 19 & 20 of of the Zakia Jafri Complaint dated 8.6.2006;
- (ii) Para 18, Pages 21-22 of the Zakia Jafri Complaint dated 8.6.2006
- (iii) Para (67), (1), Page 63 of the Zakia Jafri Complaint dated 8.6.2006
- (iv) Para (74), Page 74 of the Zakia Jafri Complaint dated 8.6.2006

References from Protest Petition dated 15.4.2013

- (i) Paras 377-386 @ Pages 159-161 of Protest Petition, Vol I
- (ii) Paras 748-791, Pages 331-352 of Protest Petition, Vol 1
- (iii) Para 925(25) Page 428 of Protest Petition, Vol 1
- (iv) Para 926, Page 431 of Protest Petition, Vol 1

March 1, 2002

Rahul Sharma prevented an attack on a madrassa that housed over 400 Muslim children by opening fire on the mob. Sharma refused to release the 21 persons/leaders belonging to the sangh parivar who were arrested for the attacks in Bhavnagar despite being under immense pressure to do so

Ref: Paras 377-386 @ Pages 159-161 of Protest Petition, Vol I

March 16, 2002

Gordhan Zadaphia contacted Rahul Sharma on 16-03-2002 and said that the ratio of deaths as a result of police firing in the communal riots was not proper. The said statement referred to the more number of Hindu deaths compared to Muslim deaths in police firing.

(Annexure-M1 Page No.4801)

March 24, 2002

Rahul Sharma He writes a letter to his senior, the senior most police officer in the state, K Chakravarthy, DGP in which he places on record details of a conversation he had with Chakravarthi, the day before, March 23, 2002. He details how pressures were being brought on the police by politicians and 'Hindu' leaders not to arrest Hindus, even gheraos of police station was planned. He does not cave in. He is transferred the next day. **(Annexure "V"**

Pages 6664-5)

March 26, 2002

Annexure "V", Pages 6636-37 of CRA 205/2014 HC Record (Rahul Sharma's Statement before SIT where he states he was transferred) Transferred and then brought in as DCP Crime Branch, Ahmedabad where too he was asked to oversee Charge sheets of Naroda Patiya and Gulberg cases.

This action is clear vendetta for his upholding the Constitution and the Rule of Law I Bhavnagar

Annexure-M1 Page No.4799/Page No.4503)(Article at Annexure-V Page No.6688:Under the provisions of Rule 53(10) of the Gujarat Police Manual Volume III he had sought to prosecute the newspaper *Sandesh* for inciteful writing.

July 1, 2002

Rahul Sharma filed an affidavit before the Nanavati-Shah Commission.

Annexure “V”, Pages 6669-6774 (Gujarati) and English **Annexure “J”, Pages 6643-6663**

July 5, 2002

Transferred out of turn away from DCP (Crime Branch) because of his refusal to go with the concocted story in the charge sheets. In July 2002 Rahul Sharma was transferred to the post of Commandant, SRPF, Group XI, Vav District, Surat for opposing the anti-minority stance adopted by the Ahmedabad Crime Branch in the investigation of Ahmedabad city carnage cases.

He annoyed his ‘superiors’ not just by submitting the CD but also observing in a letter to the then Commissioner Kaushik at the time that the investigations into the Gulberg Massacre and Naroda Patiya killings were being subverted that the FIRs and Charge sheets showed a discrepancy. This letter was produced by him during his deposition before Nanavati Commission.(**Annexure-M1 Page No.4802-4805**)

Annexure “V”, Pages 6637-39, CRA 205/2014 HC Record is Rahul Sharma’s Statement Before the SIT where he narrates the procedure of collecting the Cell Phone Data while he was in Crime Branch;

Annexure “V”, Pages 6641, CRA 205/2014 HC Record is Rahul Sharma’s Statement Before the SIT where he narrates how the Charege sheet in Gulberg Society Case had attracted lot of criticism: he mentions at **Annexure “V”, Page 6641** ‘how he left the Crime Branch with this expression of disagreement: on the question of the

Naroda Patiya and Gulberg charge sheets: ‘there were SS Chudasama, DG Vanzara on one side and he on the other.’

October 30, 2004

Annexure “V”, Pages 6775-6779 of CRA 205/2014 HC Record is a Copy of Rahul Sharma’s Deposition Before the Nanavati Commission. In October 2004 during his deposition before the commission he produced extensive data in the form of mobile phone records that implicate both politicians and policemen in the rioting. During his deposition before the Nanavati Shah Commission in 2004, he made available a CD in the Public Domain: this contained 5 lakh Mobile Phone Call Records of Politicians, Policemen and Accused. These were used rigorously first by Jan Sangharsh Manch (Mukul Sinha) and thereafter even more thoroughly by Citizens for Justice and Peace (Teesta Setalvad) to show the chain of Criminal Conspiracy that was Unleashed. An analysis of these has established close contact between A-1 Modi and powerful other accused of the VHP in hatching a diabolical conspiracy.

2007-2009

Rahul Sharma was thereafter on deputation as SP, CBI

Until Voluntary retirement DIG Rajkot He was until he sought voluntary retirement he was posted as DIG Rajkot.

October 30, 2004

Annexure “V”, Pages 6778-6779 of CRA 205/2014 HC Record: Written Differences between Rahul Sharma and IOs from Crime Branch put down in a letter to then CP Kaushik (Exhibit 5647 before Nanavati Commission)

is produced by Rahul Sharma and is available with the SIT. In detail during his deposition he describes how the Crime Branch Ahmedabad was functioning especially related to the Naroda Patiya and Gulberg cases.

January 2011

Rahul Sharma was served notice and finally charge sheeted amidst great controversy on August 13 2011. After Sanjiv Bhatt had filed an affidavit before the Supreme Court giving vital evidence regarding the meeting at the CM's residence on the night of 27.2.2002, Rahul Sharma met the Amicus Curiae with valuable evidence to show how the phone call records of Bhatt supported the possibility that he was in Gandhinagar at the said time. Immediately a vindictive administration sent him a show cause notice and charge sheeted him.

30.8.2011

Annexure "W", Pages 6781-7122, Files Petition Praying for Quashing of Charge Sheet before Central Administration Tribunal (CAT) Ahmedabad in 2012. CAT first stayed then quashed proceedings against Sharma

3.04.2012, 27.08.2013

Annexure "W", Pages 6781-7122, CAT Stayed Order Quashing Chargesheet.

22.1.2016

In a significant and speaking order delivered by Dr KB Suresh and KN Shrivastava, the Central Administrative Tribunal (CAT), on declared that the charge sheet against Rahul Sharma "is tainted by mischief, mala fides and malice and coloured by arbitrariness, illegality and designed to defeat proximate and pertinent matters blessed by constitutional compulsion and designed as an engine of oppression. "

Rahul Sharma has sought Voluntary Retirement and been granted it. He is now a practicing lawyer in the Gujarat High Court.

Magistrate's order: The Magistrate Completely Ignores the Averments Made on Rahul Sharma's Evidence

Anupam Gahlot (same as HR Gahlot IPS 1974):

He was given punitive postings after being transferred out as SP, Meshana in March 2003 because he traversed the length and breadth of the district and saved lives. He saved the lives of over 1,000 persons in a Dargah that was being attacked by Hindu fanatics. He was sidelined and is today....He gave his statement to the SIT on 22.01.2010 detailing the situation on the ground at Mehsana, how bad things were etc. Compilation of Statements (SIT), Affidavits & Depositions with Annexures, Other Documents (SIT Records), Volume II @ Pages 151-158 given to the Court on 23.8.2013. He held the post of Deputy Inspector General of Police, (Postal Security and Intelligence) in 2013.

He is presently Commissioner of Police Rajkot City.

Sanjiv Rajendra Bhatt, 1988 IPS:

This officer has been victimized, charge sheeted and suspended by the Gujarat Government on August 9, 2011 after the government found his witness to the illegal and unconstitutional behavior of chief minister Narendra Modi in instructing the police “to allow Hindus to vent their anger against Muslims” hugely indicting and problematic. He is an IPS officer of 1988 Batch Under suspension from 8.8.2011. was dismissed after a department inquiry.

Ref: Paras 387 onwards @ Pages 161-175, Protest Petition, Vol I

Rajnish Rai, IPS:

This officer has moved the Central Administrative Tribunal for deliberate and malicious dealings with his Confidential Report. Again this is clearcut move to reign in a brave officer who has challenged the unConstitutional functioning of the Modi government, arrested former DIG Vanzara for the extra judicial killings carried out at the behest of the chief minister. In a recent affidavit filed before the CAT he has showed a clear nexus between those senior officers who violated the Indian Constitution and Criminal Laws and were rewarded for these actions by Narendra Modi and his government. He is a 1992 IPS officer who has been sidelined. He is now IG in the CRPF in Nagaland

Vivek Srivastava (IPS, 1989):

The former SP, Kutch, was transferred to the post of DCP (prohibition and excise) in March 2002. Srivastava had arrested a commandant of the Home Guard with known VHP links who was creating trouble in the border district. He carried out the arrest despite instructions to the contrary from the chief minister's office. Right now he is Joint Director Central Intelligence Bureau in Patna in charge of Bihar State.

Himanshu Bhatt (IPS, 1989):

The former SP, Banaskantha, was transferred to the Intelligence Bureau at Gandhinagar in March 2002. Bhatt initiated action against a sub-inspector who had assisted a rioting mob. The sub-inspector concerned, who had important political connections, was reinstated from suspension and resumed his duties at the same police station. He was also upright and forthcoming related to the communal hate speech made by A-1 Modi at Becaharaji in September 2002. He is a 1996 IPS officer on un-authorized leave. Since 2002 or 2003 he has left the service and doing some studies in America right now.

MD Antani (IPS, 1990):

The former SP, Bharuch, was transferred out of Bharuch to Narmada district in March 2002. Antani took action against some BJP/VHP supporters creating trouble in Bharuch. On account of harassment from the state government he was compelled to go on deputation to government of India. Since 2005 he is passport officer Ahmedabad city. He has in the past few days been made Home Secretary in a major turnaround to woo this officer. In 2013, he was Secretary, Home Department, Government of Gujarat. He retired on 31.5.2014 and is settled in Gujarat.

Satishchandra Verma:

The former Range DIG, Bhuj, was transferred in March 2005 to the post of officer in-charge, SRP Training Chowky, Sorath, Junagadh, a post usually occupied by officers at the level of SP. The transfer was effected by upgrading the post from the level of SP to DIGP. Verma was transferred after he ordered the arrest of a BJP MLA from Banaskantha for his involvement in the murder of two Muslim boys during the 2002 violence. He carried out the arrest after fresh investigation entrusted to him as part of the review of about 2,000 riot related cases initiated under orders from the Supreme Court in August 2004. Now he is placed at an unimportant of assistant MD at the Gujarat State Housing Corporation with not many powers. In 2013, he held the post of Principal Police Training College, Junagadh. He is in the CRPF in Assam presently.

Neerja Gotru:

The SP (prohibition), Ahmedabad- was appointed special investigating officer assigned to reopen investigations in some riot related cases after the Supreme Court's intervention in late 2003. Gotru reinvestigated riot related cases in Dahod and Panchmahal districts and managed to reopen some of them successfully. She was asked to wind up her probe in September 2004 soon after she ordered the arrest of a police sub-inspector who had burnt 13 bodies

of the victims of the Ambika Society massacre at Kalol, all of them Muslim, in an attempt to destroy evidence. She was also instrumental in pursuing arrests in the Delol massacre case, which the same sub-inspector had closed "for want of evidence". She was posted as DIG CBI New Delhi till 2013. She is retired and settled in Gujarat.

Jaswinder Singh Rana (IAS, 1975):

He has been penalized. When he was Managing Director Gujarat State Road Transport Corporation he refused to release buses for a BJP party rally (Gaurav Yatra, July September 2002 since it violated the norms and rules), he was served a chargesheet by fabricating documents and thereafter his request for voluntary retirement has been turned down. He is a retired IAS officer. His case is pending in High Court (don't have details)

AK Surolia (IPS):

He was in charge of Ahmedabad city Crime Branch during the violence of 2002 and he did not cooperate with the state government to carry out the anti minority police action. He spoke against the breakdown of Constitutional Machinery at a meeting in 2002 in a formal conference. He was immediately removed and transferred with the government (Central under NDA) transferring him. He was with the BSF and only recently returned to the Gujarat Police. Till 2013, he held the post of ADGP ATS Ahmedbad. He is right now ADGP Operation, Ahmedabad

HR Gehlot (IPS, 1974):

He was superseded in promotion to the rank of DGP in 2008 since he did not extend undue favours as ADGP (In Charge of Prisons) to a BJP MLA from Morvi Rajkot district who was convicted and imprisoned in Sabarmati Jail. Shri Gehlot was awarded two medals and was having excellent service records. He was superseded in promotion to the rank of DGP in 2008 since he did not extend undue favours as ADGP (In Charge of Prisons) to

a BJP MLA from Morvi Rajkot district who was convicted and imprisoned in Sabarmati Jail. Shri Gehlot was awarded two medals and was having excellent service records. His supersession was also for facilitating the promotion of J Mahapatra who was just junior to him in IPS seniority.

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Samiullah Ansari (IPS):

DCP Rank officer, State Intelligence in 2002 and was penalized because he gave protection to Justices Krihna Iyer, PB Sawant and Suresh and Other members of the Concerned Citizens Tribunal. Tribunal brought out the CCT Report, Crimes Against Humanity, 2002. Was in Gujarat from May 1 –May 18,2002. Three Volume Report available at <http://www.sabrang.com/tribunal/> He is now in Boston USA choosing to leave the service!

* **The illustrative cases** are (1) the Hon'ble SC had ordered review of 2000 odd riot cases (August, 2004), in which largely Muslims are the complainants and victims. Such a decision was unprecedented in the judicial history of India, (2) the Hon'ble SC Ordered Re-Trial and Transfer of BEST Bakery Case (12.04.2004) to Maharashtra; (3) the Hon'ble SC ordered reinvestigation of a mass rape case (Bilkis Banoo case) to Maharashtra, (the Hon'ble SC has passed severe strictures against Gujarat Govt. in its verdict of these cases) (4) In August 2004 the Hon'ble SC reprimanded the Gujarat State for misleading the Court on the Issue of Powerful accused getting Bail as PPs did not oppose this; (5) In August, 2005, the Hon'ble Supreme Court reprimanded the Gujarat police for not arresting the main accused, who jumped the bail in a mass carnage case at Naroda Patiya, Ahmedabad city, during 2002 riots, (6) Zakia Jafri Case and many other petitions are have been heard and are pending in the Hon'ble SC from the victims of riots and public spirited citizens praying for CBI investigation of numerous mass carnage cases, in which minorities were butchered in large numbers, etc. (7) Gujarat HC Pulled by Govt for Not Restoring Desecrated Shrines; Matter pending judgement in SC

References from SIT Investigation, Statements, Protest Petition & Criminal Revision Application 205/2014

Malhotra Report

12.05.2010

Allegations of Punishment & Rewards Not Established. **Pages 36-54, 240**

SIT Closure Report

8.2.2012

Admits to Transfers but Draws Weak Conclusions saying ‘Officers do not say these are motivated. It is unlikely that serving IPS officers, who’s jobs are dependant on the whims of a government would openly admit to these being vindictive. Subsequent actions against Sreekumar and Rahul Sharma tell their own story but SIT has adamantly refused to draw conclusions in Rahul Shgharma’s case. As far as the state’s vendetta against Sreekumar is concerned, SIT dubs him a motivated witness. **Pages 78-84**

Protest Petition dated 15.4.2013

- i) **Para 386 at Page 161,** Rahul Sharma in his deposition before Nanavati says his transfer(2) was on account of certain actions
- ii) **Para 769-770, Page 342-343 Protest Petition, Part II,**
- iii) How OCRs & Confidential reports of Officers are with Politicians who are accused, **Para (27) at Page 428**
- iv) **Paras 1053, Page 478-479, Protest Petition Volume II**

CRA 205/2014

- i) **Para 72, A-212 –A-215**
- ii) **Victimisation of Rahul Sharma that continued till retirement, Para 170, PageA-362-A-365**