

TABLE FILED BY AMICUS CURAIE HARISH N SALVE IN OCTOBER 2004 IN SUPREME COURT OF INDIA
25.10.2004

REFERENCE OF DOCUMENTS FILED BY THE AMICUS

VOLUME A

SL.NO	PARTICULARS	PAGE	COMMENT
1.	Amicus Note 5 Dated 6/09/04 wherein details of the Sardarpura Massacre(s) in which 33 persons were killed [Cr 1-46/2002/2002)	1-2	
2.	Bail Table Filed by Amicus Revealing Hasty Granting of Bail to Sardarpura Accused	3-6	1. Table was filed to show that bails were rejected by Trial Court but the High Court has granted Bail to the Accused without giving reasons. None of these orders appealed against. 2 . Difficult to discern whether any serious opposition by the PP.
3.	CrI.M.P. 10538-46/2003 in TP 194-202/2003 Affidavits of the victims of Sardarpura On Police Complicity	Page 11 at 17, paras 22-24, page 22 at 23, para 4, page 22 at 24, para 6, page 30 at 31-32, paras 4, 9 Page 105, paras 5-6	Other affidavits are similar. The page numbers are given from four affidavits.
4.	On Prosecutor	Page 11 at page 18, para 27, page 94, para 3, Page 139 at page 142 para 3-4 (this is un-numbered)	Allegation is that PP apptd office bearer of political outfit . Govt.'s response has been that he was later removed.
5.	On involvement of politicians in	Page 11 at	

	positions of power at the time	page 19, para 29, page 20, para 36, page 21, para 37, page 22 at page 24 para 8, page 25, para 9, page 26 at 27-28 para 5	
6.	Amicus Note 6 –Note and Table on Gulberg Massacre Cr 1, 74, 77, 77,78, 79/02 wherein at least 42 persons massacred . It is alleged that serious attempts were made by victims to ask for a correction of investigation including inclusion of correct name of accused and deletion of false names.	57-61	There is no real explanation for any of this.
7.	Bail Table filed by Amicus showing granting of bail in Gulberg massacre	62-63	
8.	CrI.M.P.No.8083-91/2003 Application for impleadment filed by the CJP. This contains affidavit of the Gulberg victims/survivors. Complaint made to the police by Eye-Witness Firiz Khan Saeed Khan Pathan on threats received from accused Bharat Teli and the plans of absconding of a principal witness (Bharat Teli)	Page 71 at 75-76	
9.	Affidavit by eye-witness, Rupa Modi regarding the police forcing to sign an incomplete/false statement	88-91	This is an important piece of evidence relating to the conduct of the police.
10.	Affidavit by eye witness Saidkhan Ahmedkhan Pathan making allegations against Chetan Shah, Public Prosecutor	94-96	This affidavit has other allegations of a general nature too.
11.	Affidavit by Smt. Zakia Jaffri	104-107	This affidavit alleges that the lady was threatened when she went to depose before the Shah-Nanavaty

			Commission in Ahmedavad on 29 th August 2003 after she deposed about the role of the police and killing of husband Shri Ahsan Jaffri former MP No rejoinder by Gujarat Government to this affidavit.
12.	Application made under section 173(8) of the Cr.P.C before the Sessions Court dated 4 th November 2003. relating to Gulberg incident.	139-143,144-155	(pg 142) The PP, Shri Atre (appointed after removal of the earlier PP Mr. Chetan Shah) <i>argued against witness plea</i> pg 142) and supported the affidavit filed by the Police Inspector denying allegations made against the police.
13.	Supplementary Chargesheets in Gulberg massacre and police statements recorded by Meghaninagar Police station regarding Gulberg Massacre	175-254	These statements seek to substantiate allegations of eye-witnesses that the accused mentioned by them in police statements have been omitted by police in charge sheets
14..	Complaint made to the police commissioner to conduct proper investigation and include names of proper accused named by witnesses in police statements dated 25 th November 2002 along with 11 affidavits	217-249 (Accused Omitted- Page 146 at 149,150, 152	This application is accompanied by 11 sworn affidavits. There are applications filed by many persons making similar allegations giving names of the persons whom they had identified but they were not found in the FIR.
15.	Complaint made to the police, Home Secretary regarding arrest of key accused.	250-254	This also relates to Gulberg.

