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BEFORE JUSTICE RANJIT SINGH, CHAIRMAN,
COMMISSION OF INQUIRY TO INQUIRE INTO THE
INCIDENTS OF SACRILEGE OF SRI GURU GRANTH
SAHIB JI, SRIMAD BHAGWAD GITA AND HOLY QURAN
SHARIF IN THE STATE OF PUNJAB.

SUPPLEMENTARY REPORT

FINAL REPORT

PART I

INCIDENTS OF SACRILEGE AT VILLAGE BURJ
JAWAHARSINGH WALA, BARGARI, GURSAF, MALLKE AND
INCIDENTS OF POLICE FIRING AT KOTKAPURA AND BEHBAL
KALAN.

SUBMITTED C.N: August/6 , 2018

BEFORE JUSTICE RANJIT SINGH, CHAIRMAN, COMMISSION OF INQUIRY TO
INQUIRE INTO THE INCIDENTS OF SACRILEGE IN THE STATE OF PUNJAB.

INDEX

<u>Sr No</u>	<u>Particulars</u>	<u>Pages</u>
1	Supplementary Report	1-5
2.	Annexure I	6-7
3.	Annexure II	8

BEFORE JUSTICE RANJIT SINGH, CHAIRMAN, COMMISSION OF INQUIRY TO
INQUIRE INTO THE INCIDENTS OF SACRILEGE IN THE STATE OF PUNJAB.

SUPPLEMENTARY REPORT

Need to file this **Supplementary Report, to Final Report Part I**, has arisen due to a response received in the office of Commission on 3rd July, 2018 from Mr. Sumedh Singh Saini former DGP, Punjab. By this time, the Commission had already submitted **Part I of Final Report** on 30th June, 2018 to the Government. While finalising the inquiry in regard to incident of sacrilege at Burj Jawahar Singh Wala, Bargari, Gursar, Malke and incidents of police firing at Kot Kapura and Behbal Kalan, the Commission has given its finding in regard to the role and responsibility of the police officials who were present at Kot Kapura and at Behbal Kalan.

While analysing the evidence led before the Commission, it was noticed that the then DGP, Punjab Mr. Sumedh Singh Saini was in constant touch with the police officers like IG Paramraj Singh Umranangal and others on telephone. The details of the call records exchanged between Mr. Sumedh Singh Saini and Mr. Paramraj Singh Umranangal were available in evidence before the Commission. It had also come in the evidence that the district administration of Faridkot district had also been in touch with the then Chief Minister through his Principal Secretary Mr. Gagandeep Brar. The calls exchanged between Gagandeep Brar and Mr. Mantar Brar the then MLA Kot Kapura also became available before the Commission. Even the record of the calls exchanged between Mr. Sumedh Singh Saini and Mr. Mantar Brar was in evidence with the Commission. In view of the above noted evidence and other evidence available with Commission, it had decided to serve a notice upon Mr. Sumedh Singh Saini to file his response so that clear picture in regard to the role and responsibility of various officials could be considered and determined by the Commission

properly. In this background twelve queries were addressed to Mr. Sumedh Singh Saini on 24.10.2017 requiring him to file his response by 6th November, 2017. In this notice it was made clear that in the absence of response from Mr. Saini, the Commission would be at liberty to draw an adverse inference on all the issues on which he was given chance to file response. The twelve queries addressed to Mr. Saini are available at pages 53 and 54 of **Part I of Final Report**.

Though no response was received from Mr. Saini by 6th November, 2017 yet he was given another chance on 22nd November, 2017 to file his reply while apprising him about his prolonged call details with Mr. P.S. Umranangal on the morning of 14th October, 2015. Simultaneously a communication was also addressed to the former Chief Minister Punjab, Shri Parkash Singh Badal for providing relevant information and evidence. Despite second opportunity no response was received from Mr. Sumedh Singh Saini whereas former Chief Minister Shri Parkash Singh Ji Badal declined to provide any information or evidence by pleading that his party had rejected the Commission. In this background, **Part I of the Final Report** pertaining to the incidents of sacrilege and police action as noted above was finalised and presented to the Government on 30th June, 2018.

Suddenly on 3rd July, 2018 a communication, purported to have been initiated on 25th June, 2018 by Mr. Saini was received in the office of Commission. This was a response from Sumedh Singh Saini to the communications dated 24.10.2017, 22.11.2017 and 19.06.2018 addressed to him by the Commission. Copy of this communication is annexed as **Annexure I**. A perusal of this communication received from Mr. Sumedh Singh Saini showed that he had not disclosed much about the specific queries made from him. Mr. Sumedh Singh Saini had attempted to remain as vague as possible in his above noted response. Except for stating that in the early morning of 14th October, 2015 a Section of agitationists clashed with the police deployed there and that the situation was dealt with and controlled by the officers and the force present at Kotkapura, he

has not named anyone who were required to control the situation. DGP has, however, also conceded that during the intervening night of 13th/14th October, 2015 he had spoken to various officers present at Kot Kapura in connection with law and order situation there. He has now disclosed that at about 2 a.m. the then Chief Minister Shri Parkash Singh Badal had rung him up regarding the situation and the steps being taken since the issue at Kot Kapura was of State concern. In this communication, Mr. Sumedh Singh has requested that if any information or clarification is required for the assistance of the Commission then it may kindly be conveyed to him.

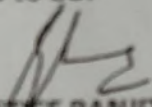
Since the reply furnished by the former DGP had not provided answers to the specific queries, he was afforded another opportunity on 4th July, 2018, to file a specific response to the queries in notices dated 24.10.2017 and 22.11.2017 if he so desired. The Commission has decided to consider the reply filed by Mr. Sumedh Singh Saini to give him a fair opportunity to present his side. Accordingly, a communication was addressed to the Additional Chief Secretary, Home Government of Punjab on 4th July, 2018 itself bringing out this fact to the notice of the Government while intimating the Government that the Commission may submit the supplementary report if any need was felt after receipt of response from Mr. Saini to the Communication dated 4th July, 2018. The Communication addressed to Mr. Saini was received back in the office of the Commission undelivered on 12th July, 2018 with the remark that he had gone out for 2-3 days. On 12th July, 2018 itself the notice dated 4th July, 2018 was again sent to Mr. Saini but no further reply has been received from him so far. A copy of this notice sent to Mr. Saini is attached as **Annexure II.**

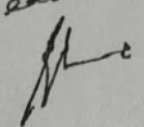
From the reply dated 25th June, 2018 filed by Mr. Sumedh Singh Saini it has now become clear that Mr. Saini being DGP was in touch with the then Chief Minister in connection with the situation at Kot Kapura and the steps being taken by the police to handle the situation it being a State concern. Attention is invited to the observations and the analysis of evidence carried out by the Commission at

pages 50 to 52 of Part I of the Final Report where this issue about the role of DGP and the conversation exchanged between the various officers of the district administration has been discussed. The witnesses had disclosed before the Commission that the police took action to lift the dharna by using force upon direction given by the DGP. It is on record that instructions to lift dharna by force were received by SSP, Faridkot Mr. S.S. Mann at the middle of night. He had then spoken to the Deputy Commissioner who had then contacted the Commissioner Mr. Meena and the MLA of the area (CW-175). It is on record that they had made an attempt to contact the Chief Minister at Chandigarh. Though these witnesses had stated that they could not talk to the Chief Minister but factual position is otherwise. There is sufficient material available on record in the form of telephone calls between the Deputy Commissioner and Mr. Mantar Singh Brar MLA with Mr. Gagandeep Brar. It is on record that contact was established with Mr. Gagandeep Brar (CW-242) who made the Chief Minister to speak to Mr. Mantar Brar. Soon thereafter Mr. Mantar Brar had spoken to DGP Mr. Sumedh Singh Saini that too on the asking of Mr. Gagandeep Brar. The chain is, thus, complete and clear that the Chief Minister Parkash Singh Badal was not only in touch with district administration but was in touch with DGP as well and was quite aware about the situation developing at Kot Kapura and also about the proposed action by the police. Sufficient material is available with the Commission that when the district administration was asked to speak to the then DGP, he (DGP) had stately conveyed in no uncertain terms that they (district administration including local MLA) should not bother much and that he will get the dharna site cleared within ten minutes. When given an opportunity, the then CM could have explained his side about the exact nature of his talks with District administration and the DGP or if any such talk was exchanged or not. The CM, however, choose not to co-operate. It would, therefore, be reasonable to infer that the DGP had either discussed or apprised the Chief Minister about the proposed action in getting the dharna site cleared by using force or they both

were on the same wave length about the proposed action which ultimately was taken at Kot Kapura. The earlier view expressed by the Commission in this regard at pages 50 to 52 of the *Final Report Part I* would need to be clarified to hold that the Chief Minister Shri Parkash Singh Badal was in touch with DGP as well as the district administration and cannot be considered ignorant about the action which was finally taken by the police at Kot Kapura. Earlier the Commission had in its report observed that the facts may indicate the involvement of the CMO but this now is clear that Chief Minister and the CMO was apparently kept in loop about the action proposed by the police and the action finally taken at Kot Kapura. This Supplementary Report may be read in conjunction with the findings and observations recorded by the Commission from pages 50 to 55.

August /4, 2018.


(JUSTICE RANJIT SINGH)
CHAIRMAN

Annexure I


From Sumedh Singh, IPS
DGP-cum-Chairman,
Punjab Police Housing Corporation,
Phase 7, S.A.S. Nagar.

To The Hon'ble Chairman,
Commission of Inquiry to inquire into incidents of sacrilege,
Tower No.5, 4th Floor, Forest Complex,
Sector 68, S.A.S. Nagar.

No. 188 /PS/Chairman/PPHC, dated: 25.06.2018

Subject: For providing information to the Commission.

313/COI
03/07/2015

Kindly refer to your letters No.570/COI dated 24.10.2017,
No.608/COI dated 22.11.2017 and No.103/COI dated 19.06.2018, on the subject
cited above.

2. The law & order situation in Kotkapura, District Faridkot was such
that it necessitated mobilisation of force and officers from other parts of the
state since the district police force was insufficient to deal with the situation.

3. On the intervening night of 12/13 October, 2015, efforts were
made by the officers and force stationed at Kotkapura to remove the
agitationists. Similar efforts continued on the intervening night of 13/14 October,
2015 when a large number of agitationists were peacefully removed in buses and
vehicles provided by the civil administration.

4. In the early morning of 14 October, 2015 a section of the
agitationists clashed with the police deployed there. The situation was dealt with
and controlled by the officers and force present at Kotkapura.

5. During the intervening night of 13/14 October, 2015, I spoke to
various officers present at Kotkapura in connection with the law & order situation
there. At about 2 am the then Chief Minister Sh. Parkash Singh Badal rung up
regarding the situation and the steps being taken, since the issue at Kotkapura
was of State concern.

6. Later, in a different incident, there was a clash between agitationists and a police party at Behbal Kalan. At that time the senior officers were at Kotkapura. The information about the clash at Behbal Kalan reached Headquarters later, by which time senior officers had reached Behbal Kalan.

7. It is requested that it may kindly be conveyed if any information or clarification is required for the assistance of the Commission.

(Sumedh Singh) IPS
DGP-cum-Chairman,
Punjab Police Housing Corporation,
Phase 7, S.A.S. Nagar.