

Section - II

**IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION**

Cr1 MP. NO. _____ OF 2018

IN

WRIT PETITION (CRIMINAL) DIARY NO. 32319 OF 2018

IN THE MATTER OF:

Romila Thapar and ors

...Petitioners

VERSUS

Union of India &Ors.

...Respondents

AND IN THE MATTER OF

Minal Surendra Gadling, Aged 45 years
R/o 79 Misal Layout, Bhim Chauk,
Nagpur - 440018
Maharashtra

...Applicant/Intervenor

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3.	An Application for exemption from filing the Official translation	1+3	

AAKARSH KAMRA
Advocate for the Applicant

New Delhi

Dated: 31.08.2018

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WITH

Cr1 MP. NO. _____ OF 2018

APPLICATION FOR INTERVENTION

PAPER BOOK

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ADVOCATE FOR THE APPLICANT: AAKARSH KAMRA

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THE LEAFLET

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...Applicant/Intervenor

APPLICATION FOR INTERVENTION

TO,

THE HON'BLE CHIEF JUSTICE OF INDIA AND HIS
LORDSHIP'S COMPANION JUSTICES OF THE HON'BLE
SUPREME COURT OF INDIA

THE HUMBLE APPLICATION OF
THE APPLICANT ABOVE NAMED

MOST RESPECTFULLY SHOWETH:-

1. That the aforementioned writ petitioner being WP (CRI) Diary No.32319/2018 has been preferred by the independent and imminent citizens of India, demonstrating this Hon'ble Court the manner in which dissent in our country is being suppressed. Said

petition arose out of the arbitrary arrests of activists and lawyers from various part of the country, under the guise of fighting fictitious urban naxal.

2. That the aforementioned Writ Petition bearing W.P (Crl) Diary No. 32319of 2018 pending before this Hon'ble Court, has been filed by the Petitioner under Article 32 of the Constitution of India, inviting this Hon'ble Court's intervention in protecting dissenters and saving them from the arbitrary action of the police authorities. In pursuance thereof this Hon'ble Court was pleased to issue notices and also pass interim order.
3. That the Applicant is wife of the Adv Surendra Gadling and has been married since past 20 years. She is also close friends with Prof. Shoma Sen, And Sudhir Dhawale and is well acquainted with Mahesh Raut and Rona Wilson. Applicant craves leave to file personal affidavits of the all the above person as and when called for.
4. That all five abovenamed have been falsely and malafidely implicated in the crime no.4/2018 even when there is no involvement of them in the any such activity. Translated copy of the FIR No. 4/2018, P.S. Vishrambagh, Pune, dated 08.01.2018 is annexed herewith and marked as **ANNEXURE A** at pg. 17 to 24.
It is stated that all the five persons hold significant position in the society and have dedicated their lives for fighting social injustices. They are being targeted in this case for being voice of dissent, and for taking up battles against forces perpetrating injustice. Following brief bio of the above person incarcerated will give a glimpse of their dedication to the society.
 - a) **Surendra P. Gadling**- born in extremely poor dalit family, worked as an apprentice in the Indian

railways, in his early years of teen age, while simultaneously studying law and enrolled to practice, eventually. That Adv Gadling got attracted towards the movements after he saw the plight of tribals who were being forcibly evicted from Pench forest after it came to be arbitrarily declared as tiger reserve. With his senior, he participated in many agitations and later on his senior Adv Harane, handed over bastion of judicial activism to Adv Gadling, whereafter he became voice for suppressed masses. Since then Adv Surendra Gadling has been actively supporting many agitations and has provided his legal services free of cost to the agitators who would be booked by the state. That during his 25 years long service as a lawyer, he has represented countless agitators, activists, and dissenters. Adv Gadling is appreciated as expert of special laws such as UAPA, POTA, TADA etc. he has represented people who had negative publicity to their detriment and has been vocal voice against death penalty, restriction by bar associations from defending persons accused of any class of crime. As a lawyer he has excellent success ratio and is one of the most sought after criminal lawyer in Nagpur.

- b) Adv Gadling was even appointed as Special Public Prosecutor by the state government on two occasions in cases pertaining to dowry death. Mr Gadling fought these cases even when the investigating agency was hostile towards him and the case. He managed to secure conviction in one and in other case, appeal against acquittal is pending before Hon'ble High Court.

- c) Adv Gadling has anchored number of fact finding pertaining to police excesses or atrocities on tribals and dalits. He has filed number of cases pertaining to fake encounter killing, police atrocities, custodial violence and caste based discrimination.
- d) That recently he was involved in conducting fact finding pertaining to police claim of shooting down 40 so called naxalites in an operation dated 22.04.2018. In his fact finding conducted in association with many stalwarts, he had come to know that the encounter was fake and victims were already poisoned and then shot at by the cops. It had further come to his knowledge that a child below age of 2 was murdered in this fake encounter. That he was in process of filing petition before various forums, once the fact finding report was final. And for the said purpose he was taking assistance of Mahesh Raut and others to see if any gram sabha or local leaders would muster courage to be the petitioner. This information had reached the police officers who have their informers implanted all over the district Gadchiroli. Before he could file this petition and bring sensational and horrifying truth before the court, seeking registration of appropriate offence against responsible police, Police arrested him with intent to prevent him from raising his voice against the fake encounters. It is the case of the applicant that he has been falsely implicated with ulterior motives, that is to prevent him from performing his duty as lawyer.

- e) Adv Gadling had represented many activists across the State and had obtained acquittals for them one of them interestingly is Sudhir Dhawale, who was charged with UAPA and kept behind bars for 3.5 years. Learned trial court was pleased to release him famously saying that he was possessing books and not bombs.
- f) Arun Ferreira, was another activist who Adv Gadling represented. It would be important to note here that though immediately after arrest police briefed media that Arun Ferreira was plotting a bomb blast at Diksha Bhoomi in Nagpur and found in possession of a large amount of ammunition, none of it was part of the chargesheet. It was in this case again that police made false propaganda against an activist and created negative publicity against him. He was honorably acquitted by the learned trial court in year 2012, however only after spending 5 long years in jail.
- g) Maruti Kurwatkar was yet another student activist from Chandrapur District. His activism had created an uncomfortable situation for established politicians, accusing him of being a Maoist, Maruti was slapped with many cases, including UAPA. After spending 4 years in jail Adv Gadling could secure bail for Maruti, however as soon as Maruti stepped out of the prison gate, he was rearrested from the gate itself. Adv Gadling, filed a writ of habeas corpus, whereat police stated that he was wanted in three more cases. Court was pleased to enlarge Maruti on bail, and erring authorities were spared for such illegal abduction only after they tendered unconditional apology admitting to

ignorance of law. Maruti though on bail, has two more cases pending against him which were being defended by Adv Gadling.

- h) That Adv Gadling had no role to play in the Bhima Koregaon elder parishad, except for raising funds by seeking contribution from various individuals. It is stated that police in the raid conducted at his house took away all the receipt books which has records of the money he had collected. A bare perusal of the same would show that apart from senior lawyers of Nagpur, retired judicial officers have also contributed towards the program. Adv Gadling did not even attend the program and was at Kolkata at the relevant time.
- i) Many times police authorities got his name published in newspapers as accused or mastermind of some crime. He defending Prof G N.Saibaba as a matter of his duty had invited immense amount of pressure from police authorities and as he has been conceding same to his wife, that he was threatened by Investigating officer in the said matter namely Suhas Bawache(now DCP Pune) of booking him soon after saibabas case is finished. True to his threat of wrecking vengeance, and further with intent to silence him from taking up cases, and particularly Gadchiroli Fake Encounter Case, he has been sent behind bars.
- j) Since his arrest i.e 6.06.2018, police authorities have harassed him and his wife and other well wishers, his juniors deploying various tactics. Though he was supposed to be produced before nearest magistrate on 6th itself, he was taken all

the way to Poona and produced before Special Court at 5AM. This arrest was conducted without drawing arrest panchnama or following any statutory or constitutional provision. Though his wife kept on pleading to tell her as where he is being taken, she was not given any information of any sort. Later on it was learnt that some stooge lawyer was made to appear by police before poona court on his behalf.

k) After he was remanded to police custody, he was harassed in such a manner that he had to be admitted to hospital, where they made his wife pay for all the expenses including expenses incurred towards conducting angiography. Though she paid all the charges, medical authorities refused to give her copies of the report saying that police authorities have asked them not to give her, her husbands' medical report. Thus she applied for same under right to information act, to which authorities replied saying they cannot disclose information of her husband to her since it amounts to sharing third party information. Given the complete secrecy maintained about the medical papers no one but police alone knows what is his medical condition.

l) After his incarceration in the Yerwada Jail, situation became even more pathetic. One of his senior lawyer friend wrote him a detailed letter speaking of certain important prison rights judgments, which was torn up by prison authorities and sent back with an endorsement that only blood relatives can send letters to him and no one else.

- m) On instructions of Adv Gadling an application was moved in the learned court seeking permission to give him certain law books so that he can study his case himself. Learned court was though pleased to allow that application, prison authorities refused to let him carry those books. Thereafter this Applicant, and Adv Barun Kumar, made efforts to convince the authorities to abide by the courts orders however they flatly refused to abide by the same stating that they have asked by the investigating agency to ensure that no books or any material is given to Mr Gadling.
- n) Adv Gadling, wanted to challenge these proceedings against him by filling a writ petition before the hon'ble high court at bench Nagpur. However since jail authorities have been refusing to let him subscribe to the petition said petition could not be moved till date.
- o) As was admitted by the prison authorities Adv Gadling and other co-accused have been kept separately and are not allowed to interact with each other. This has been affecting their right of consultation and taking appropriate steps to engage lawyers, and take out proceedings.
- p) Finally Adv Gadling, filed a bail application in person, stating therein that he has been malafidely booked into the case, and he has given various instances wherein he was threatened to be booked in some case by police authorities. Adv Gadling had requested court to allow him to argue in person, however when the said bail application was listed on 24th August 2018, despite clear instructions of the learned court, prison

authorities and police did not produce him before the court. At the same time they have avoided to file reply to the bail application till date, saying that the bail application is too lengthy and they need time of four weeks to file reply to the same. On the contrary, prison authorities have sought his transfer to prisons which are far from Pune and said application is pending consideration of the learned court.

q) Apart from above, prison authorities have been making it a point to harass his wife and Adv Gadling in every small little thing. Last time when he was not well and was suffering from cold, he asked his wife to get him a sweater. She therefore bought him one and tried to pass it through jail gates. There they refused saying they will not accept woolen sweaters in the jail. Thus she went back and purchased a thermal sweater. This time prison authorities said they won't allow full sleeve sweater. Therefore she went back and got it replaced with sleeveless sweater, now given that there was no reason to refuse, and she was hoping to finish this ordeal, she was told that sweater cannot be allowed in the prison.

r) **Dr. SHOMA SEN** is a senior citizen who has recently completed her 60 years of age. She holds doctorate in English literature, and was working as head of English Department with Rastra Sant Tukdoji Maharaj University Nagpur, since past 2011, and prior to that she has taught PWS College, Nagpur since 1987 to 2011. She was an elected members Academic Council of the

university. She is frequently invited at prestigious foreign universities for delivering lectures on English Literature, Feminism and other subjects. She has written many articles for Indian and foreign publications, on current politics, and feminism. She was regular contributor to Economic and Political Weekly. Shoma Sen is a reputed person from Nagpur and has made her contribution to various peoples movement throughout her life. Be it incidences of atrocities on dalits or tribals or any other political social issue, Shoma Sen used to be the first person to channelize various public spirited and social organization to come together and agitate demanding justice. In her long academic career she has shaped many students and who at present hold significant position in academics. Shoma Sen came to be arrested just a fortnight before her retirement from service. She suffers from arthritis and other illnesses owing to her advance age. That Shoma Sen was neither a speaker in the program, nor did she actively participated in the program. She happened to be in Pune regarding some personal work and thus paid a visit to program. Apart from this visit for couple of hours she has no role to play in the event dated 31.12.2017

- s) **Mahesh Raut:** aged about 32 years, a pass out of tata institute of social science Mumbai, was amongst the first batch of prime minister rural development fellow. This fellowship was a central government initiative to encourage young people to go and work in the rural/conflict areas and liason

between state machinery and people. Mahesh Raut thus took on the work of implementation of PESA and Forest Rights Act, and with the help of administration was successful in bridging gap between people and government. However after the closure of program he decided to continue his work and thus started strengthening gram sabhas and advising them on using the law for upholding their right over forests. In the course he came across, illegal mining in the area and thus following the wish of people, started a movement opposing, Surjagad Mining. It would be important to note here that in the hard core naxal area, where elections are boycotted, Mahesh Raut, convinced people to participate in elections and as a result, two tribals from the area came to be elected to Zilha Parishad. Mahesh is nationally connected with people working for the rights of tribals, and has published many booklets in simple language to explain import of forest rights act and PESA. He was assisting Adv Gadling in fact finding pertaining to Gadchiroli, alongwith many others, and was about to petition the hon'ble high court on the issue. He had also convinced certain gram sabhas to come in the support of the petition and be petitioner in the matter. This information had clearly reached police since, they have their informers planted all over the district. Mahesh has no role to play in the event, he did not even participate in the program, nor was at pune on the relevant date.

- t) **Sudhir Dhawale** an activist, writer, poet, an artist is a multitalented person. His passion for dalit

rights and apt understanding political situation, has been a reason for his tireless activism. After being acquitted honorably by the trial court of similar allegations, Sudhir Dhawale had resumed his activism. Even after prolonged, torturous incarceration he had continued his writing and reading, once out of the prison, he was seen on streets raising voice against injustice. Sudhir Dhawale was instrumental in organizing various agitations after institutional murder of Rohith Vemula, destruction of Ambedkar Bhavan in Mumbai. He was one of the organizers of the Bhima Koregaon Elgar Parishad, alongwith Retd Justice P B Sawant of this hon'ble court, Retd Justice B G Kolse Patil of Bombay High Court. It is stated that whatever he did on the stage, i.e to sing songs or present the background of the program is part of his fundamental right, freedom of speech and it cannot be called as crime.

- u) **Rona Wilson:** an alumnus of Jawaharlal Nehru University Delhi, has been a vocal voice against repressive laws. He was part of an organization which was fighting for the rights of the those persons who are incarcerated only because of their activism or because they have dissenting opinion. Rona Wilson was one of the person who helped arrange social defense for Prof G N Saibaba. It is stated that prior to raid at his residence, in Delhi, his application for admission to PhD Program was accepted by one of the reputed University of America and was in process of joining the same. It is stated that Rona Wilson has extensively campaigned seeking repealing of laws like UAPA,

TADA, POTA, etc. He has got no role to play in the bhima koregaon elgar parishad, he was not even in Pune nor was remotely associated with the program.

5. That all the above activists who have solid stand in the society were arrested from their residence on 6.6.2018. it would be important to note here that this arrest were preceded by raid at the residence of Surendra Gadling, Rona Wilson, and Sudhir Dhawale dated 17.04.2018. given that there was nothing incriminating in the seized material, none of them applied for anticipatory bail apprehending no arrest or tried to escape or go underground or attempted to evade arrest in any manner. This rather underscores their innocence in every manner.
6. That all the abovenamed persons have spent over three months in the prison. Further they have undergone police custody of 10-15 days for interrogation.
7. That it is further stated that the prison authorities citing security and overcrowding reason have applied to the learned court for transferring four of the five to jails which are far from Pune, there has not been any objection by the investigating officer
8. That no prejudice would be caused to any of the parties if the present Applicant were allowed to intervene in the matter.
9. That, in view of above mentioned facts and circumstances the interest of justice would be served, if the Applicant herein were allowed to intervene in the matter.
10. The present application is being filed *bonafide* and in the interests of justice.

P R A Y E R

It is, therefore, most respectfully prayed that this Hon'ble Court may graciously be pleased to:

- a. Allow the Application for Intervention of the above named Applicant in the above said Writ Petition; and
- b. Pass such further order or orders, as this Hon'ble Court may deem fit and proper in the circumstances of the case.

AND FOR THIS ACT OF KINDNESS THE APPLICANT AS IN DUTY BOUND SHALL FOREVER PRAY.

DRAWN BY

NIHALSING B RATHOD

Filed by

AAKARSH KAMRA

Advocate for the Applicant

SETTLED BY

MS. INDIRA JAISING,

SENIOR ADVOCATE

ADVOCATE FOR THE APPLICANT

PLACE: NEW DELHI

FILED ON: 31.08.2018

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...Applicant/Intervenor

AFFIDAVIT

I, Minal w/o Surendra Gadling, aged 45 years, r/o 79, Misal Layout, Bhiam Chauk, Nagpur at new delhi do hereby state on solemn affirmation as under that:

1. I am the applicant in the abovementioned application and well conversent with the facts of the case and hence competent to swear this affidavit
2. That I have read and understood the contents of the accompanying application for intervention and application for exemption from filing the Official translation and state that facts are true and correct to the best of my knowledge and belief and information derived from the records of the case

3. That the contents of the affidavit are true to my knowledge and belief and no part of it is false and nothing material has been concealed therefrom,

DEPONENT

VERIFICATION

Verified at New Delhi on this day 31st of August 2018 that the contents of the this affidavit are true to best of my knowledge and belief and no part of it is false and nothing material has been concealed therefrom.

DEPONENT

THE LEAFLET

(c) UID No.:

(d) Passport No.:

Date of Issue:

Place of Issue :

(e) Id details (Ration card,
voter ID card, Passport,
UID No., Driving

(f) Address:

S.No	Address type	Address
1.	Current Address	Survey No.70, Santosh Nagar, Katraj, Pune-411046, Vishrambagh, Pune city, Maharashtra, India
2.	Permanent address	Survey No.70, Santosh Nagar, Katraj, Pune-411046, Vishrambagh, Pune city, Maharashtra, India

(g) occupation:

(h) Phone number:

Mobile: 91-9850065423

6. Details of known/suspected/unknown accused with full particulars:

S.No.	me	Alias	Relative's Name	Present Address
1	Sudhir Dhavle	of Kabir Kala Manch		1. Pune, Vishrambagh, Pune city, Maharashtra, India
2.	Host of the programme & other performers	Gorkhe		1. Pune, Vishrambagh, Pune city, Maharashtra, India
3.	Harshali Potdar			1. Pune, Vishrambagh, Pune city, Maharashtra, India
4.	Ramesh Gaichor			1. Pune, Vishrambagh, Pune city, Maharashtra, India
5.	Deepak Dengle			1. Pune, Vishrambagh, Pune city, Maharashtra, India

6. Jyoti Jagtap and others persons 1. Pune, Vishrambagh, Pune city, Maharashtra, India

7. Reasons for delay in reporting by the complainant/informant :

8. Particulars of Properties of interest:

S.No. Property Category: Property Type: Description : Value(In Rs/-)

9. Total value of property stolen (In Rs./-)

10. Inquest Report/U.D.Case No., if any

S.No. UIDB Number

11. First Information Contents:

Statement, Pune 8/01/2018. I, Tushar Ramesh Damgude, aged 37 years, occupation: construction, R/o-survey no.70, Santosh Nagar, Katraj, Pune-411046 (Mob-9850065423), by presenting myself give this statement in writing that, I live at the above mentioned address, with my family, since past 20 years. I studied M.A. History. At the same time since about past 4 years I have been doing business of construction with the name of Rau Enterprises. I learnt , in the last week of December 2017 from a facebook post about the event of Elgar Parishad to be organized on 31/12/2017 at Shanivar Wada, Pune. On 31/12/2017, in the noon at 2:00 pm I alone went on the ground infront of Shanivarwada, Pune for Elgar Parishad Program. For the said program at about 16:00,

anchor of the program Sagar Gorkhe, person who gave background of the program Sudhir Dhavale, artists who sung and performed dramas Jyoti Jagtap, Ramesh Gaichor, and others, and at the same time as speakers, Jignesh Mewani, Umar Khalid, Vinay Ratan Singh, Prashant Dontha etc were there. People who had come for said program, had filled the entire ground in front of Shaniwar Wada. I have read the information about Kabir Kala Manch and its members in social media and newspapers. That's why I know the members of Kabir Kala Manch. Sagar Gorkhe, who was anchoring the Elgar Parishad Program, amongst other subjects ...Bhima Koregaon has given a lesson, bury this neo peshwayi in cemetery, break it to the size of mustard, bury peshwayi, this is a war cry of Sidnak. The Peshwayi has arrived in new form, she needs to be knocked off, o soldier, she needs to be knocked off... like slogans were shouted from time to time, thereby making an inflammatory statement inciting enmity within society. Thereafter speeches of some of the speakers took place, in that artists of kabir kala manch, singers and performers in the drama Jyoti Jagtap, Ramesh Gaichor, and 6-7 people ...Bhima Koregaon has given a lesson, bury this neo peshwayi in

cemetery, break it to the size of mustard, bury peshwayi, this is a war cry of Sidnak. The Peshwayi has arrived in new form, she needs to be knocked off, o soldier, she needs to be knocked off... sung this song again, also presented dance and street play on the same, thus made a inciteful presentation which which would incite communal hatred in the society. Thereafter as per the schedule of the program, while presenting the background of the program Sudhir Dhawale, alongwith other subjects “ when there is injustice, there should be rebellion in the city; when there is injustice, there should be rebellion in the city, and if there is no rebellion, its better that this city gets reduced to ashes before night, city gets reduced to ashes, this session- the title itself is declaration of battle, we have to bury this neo peshwayi in cemetery, in burial ground, such inflammatory speeches inciting hatred amongst society was made. Thereafter at the same place other speakers also gave inflammatory speeches. At the place of said program objectionable and inflammatory books were kept for sale. Thereafter, after program got over I left the said spot. On

As usual on 1/1/2018 at Bhima Koregaon a huge mob had gathered to offer salutation to the victory pillar located thereat. However on 31st December, in Elgar Parishad at Shaniwar Wada, Pune, Kabir Kala Manch's Sudhir Dhawale, Sagar Gorkhe, Jyoti Jagtap, Harshali Potdar, Ramesh Gaychor and 6-7 people, gave inflammatory and communal hatred inciting speeches, misguiding history, inflammatory songs, and streetplays were performed. Of the above, Sudhir Dhavale, Harshali Potdar and other activists of Kabir Kala Manch, have undergone enquiry on the allegations of connection with naxals. I say that, the policy of banned organization namely communist party of india (maoist) is to misguide dalits community, and propogate radical maoist ideas which is of violence and not that of constitutional means. As a part of this policy, Sudhir Dhawale of Kabir Kala Manch and their other activists, in the similar manner, at different places in Maharashtra State, inflammatory and communal hatred inciting speeches, misguiding history, again inflammatory speeches and streetplays were performed. At the same time through leaflets, books, speeches created enmity and hatred in the society. As a result of this stone pelting, violence and arsons happened

in Koregaon Bhima and abutting areas. And thereafter in Maharashtra, human loss and economic loss and communal hatred developed. Thus on 31.12.2017, Shaniwar Wada, Pune from 14.00-22.00, the person who presented the background of Program of Kabir Kala Manch (1) Sudhir Dhawale, anchor of the program (2)Sagar Gorkhe and his other artists , (3) Harshali Potdar, (4) Ramesh Gaychor, (5) Dipak Dhengale (6) Jyoti Jagtap and other person by presenting abovementioned objectionable songs , at the same time when there is injustice, there should be rebellion in the city; when there is injustice, there should be rebellion in the city, and if there is no rebellion, its better that this city gets reduced to ashes before night, city gets reduced to ashes, this session- the title itself is declaration of battle, we have to bury this neo peshwayi in cemetery, in burial ground, by making such communal hatred inciting statements, and through leaflets, booklets and speeches created enmity and hatred in the society. As a result of this stone pelting, violence and arsons happened in Koregaon Bhima and abutting areas. And thereafter in Maharashtra, human loss and economic loss and communal hatred developed. Hence my complaint is

against (1) Sudhir Dhawale, anchor of the program
 (2) Sagar Gorkhe and his other artists, (3) Harshali
 Potdar, (4) Ramesh Gaychor, (5) Dipak Dhengale (6) Jyoti
 Jagtap and other persons. Statement typed as aforesaid,
 I have read, it is right and correct as per my say. This
 statement was given on 8.01.2018 (M. B. Taware) Police
 Sub Inspector, Vishrambag Police Station, Pune City

12. Action taken: Since the above information reveals commission of offence(s) u/s as mentioned at item No. 2.

(1) Registered the case and took up the investigation: Or

(2) Directed (Name of I.O.): Rank :

No. : to take up the investigation

(3) Refused investigation due to

(4) Transferred to P.S. On point of jurisdiction District

F.I.R. read over to the complainant/informant, admitted to be correctly recorded and a copy given to the complainant/informant free of cost.

R.O.A.C.

13. Signature/Thumb impression of the complainant/informant. :

14. Date and time of dispatch to the court:

Sd/-

Signature of officer in charge, Police Station

Name :

Rank :

TRUE COPY

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...Applicant/Intervenor

**APPLICATION FOR EXEMPTION FROM FILING THE
OFFICIAL TRANSLATION**

TO,

THE HON'BLE CHIEF JUSTICE OF INDIA AND HIS
LORDSHIP'S COMPANION JUSTICES OF THE HON'BLE
SUPREME COURT OF INDIATHE HUMBLE APPLICATION OF
THE APPLICANT ABOVE NAMED**MOST RESPECTFULLY SHOWETH:-**

1. That the aforementioned writ petitioner being WP Cri Diary No.32319/2018 has been preferred by the independent

and imminent citizens of india, demonstrating this hon'ble court the manner in which dissent in our country is being suppressed. Said petition arose out of the arbitrary arrests of activists and lawyers from various part of the country, under the guise of fighting fictitious urban naxal.

2. That the annexures filed along with this application is typed copy of its respective original.

Annexure A. Translated copy of the FIR No. 4/2018, P.S. Vishrambagh, Pune, dated 08.01.2018

3. That According to the rules of this Hon'ble court the document is required to be translated into English by a translator appointed or approved by this Hon'ble court.

4. That since the matter is urgent and the appointment of the official translator and translation of vernacular document into English will take considerable time, and it will delay the hearing of the matter, therefore the Applicant has got the same translated.

5. That it is in the interest of justice that the English translation of documents marked as Annexure A which is originally in Marathi may be accepted for the purpose of hearing of the present application.

PRAYER

It is, therefore most respectfully prayed that this Hon'ble Court may be pleased to:

- (a) Grant exemption to the Applicant from filing official translation of Annexure A which is originally in Marathi and has been duly translated in English along with the Application ; and

(b) Pass such other order as this Hon'ble Court may deem fit to grant under the facts and circumstances of the case.

AND FOR THIS ACT OF KINDNESS THE APPLICANT AS IN DUTY BOUND SHALL FOREVER PRAY.

DRAWN BY

NIHALSING B RATHOD

Filed by

AAKARSH KAMRA

Advocate for the Applicant

PLACE: NEW DELHI

FILED ON: 31.08.2018

THE LEAFLET