

SEPTEMBER 8 2009

Sit Ordered to Probe Incomplete Investigation

Application Under 173(8) filed by Witnesses and Citizens for Justice and Peace

<http://www.dailypioneer.com/201024/Gulbarg-massacre-SIT-told-to-produce-call-records.html>

Gulbarg massacre: SIT told to produce call records

Rathin Das | Ahmedabad

A Special Court on Monday ordered the Supreme Court appointed Special Investigation Team (SIT) to trace the phone call records of former Rajya Sabha member Ehsan Jaffrey who was killed in the Gulbarg Society massacre after the Sabarmati Express train inferno in February 2002.

The former MP, who along with 39 others were killed in Gulbarg Society massacre, had reportedly made several phone calls to senior police officials seeking their help but none came to the rescue of the residents.

Special Court Judge BU Joshi on Monday asked the Special Investigation Team (SIT) to produce the phone call records within a month.

The SIT, which was asked by the Supreme Court to investigate the Gulbarg Society massacre, had told the court that Ehsan Jaffrey's telephone call records are missing or destroyed. The SIT has failed to investigate the circumstances leading to the destruction of his phone call records of the slain MP, the court observed.

Citizens for Justice and Peace (CJP) advocate SM Vora had filed an application pointing out that investigations carried out by the SIT in the case was incomplete and tardy on many counts.

Several witnesses had told the SIT in their statements that Ehsan Jaffrey had called many police officers and leaders but the SIT did not care to get to the bottom of these phone calls, the CJP advocate had told the Special Court.

<http://epaper.timesofindia.com/Default/Scripting/ArticleWin.asp?From=Archive&Source=Page&Skin=MIRRORNEW&BaseHref=AMIR/2009/09/08&PageLabel=2&EntityId=Ar00201&ViewMode=HTML&GZ=T>

Gujarat EDN

MM

Gulbarg massacre: SIT asked to submit CD

Designated judge B U Joshi asks SIT to submit relevant evidence pointed out by defence advocate

ZAHID QURESHI AND VIJAY ZALA

Designated judge B U Joshi hearing the Gulbarg Society massacre case on Monday asked the Special Investigating Team to submit in court some relevant evidence pointed out by defence advocate S M Vora.

Vora had claimed the SIT had not placed before the court video recording of the incident made by journalist Ashish Khaitan as also transcripts of phone conversation among police officials at that time and medical reports of other injured victims.

Congress MP Ehsan Jaffri, a resident of Gulbarg Society, he was charred alive along with 37 others on February 28, 2002, a day after the Sabarmati Express was burnt at Godhra. There was little left of him after the incident, his body was hacked and burnt by rampaging mobs. Jaffri's body was never recovered, all that his son found was a pair of slippers.

Jaffri had called several people for help. Investigating cellphone records revealed that he called senior police officials from then Director General of Police K Chakrabarty, then Police Commissioner P C Pande to then city's mayor and the Leader of Opposition. But Gulbarg kept burning.

Jaffri was a VIP resident of Gulbarg and so frightened neighbours began rushing to his house hoping he could get police help. Among them was an 18-year-old girl and her brother. She used Jaffri's landline to make a call for help. Records show she dialled the cell of one Noorkhan Habibkhan Pathan. Jaffri also called local Congress leader Badruddin Sheikh from this same landline. Sheikh later confirmed that Jaffri had called him at 11.51 am and then an hour later.

To help Jaffri, Sheikh called up then Congress leader Amarsinh Chaudhary, asking him to help send police deployment. He called senior officers, including the DGP, the PC and Joint Commissioner M K Tandon, who was in charge of the area where Jaffri lived.

<http://epaper.timesofindia.com/Default/Scripting/ArticleWin.asp?From=Archive&Source=Page&Skin=TOINEW&BaseHref=TOIM/2009/09/08&PageLabel=11&EntityId=Ar01103&ViewMode=HTML&GZ=T>

Court: Produce call records of Guj riot victim

Ex-Cong MP In Gulbarg Society Sent SOS To Cops

TIMES NEWS NETWORK

Ahmedabad: A special court hearing the Gulbarg Society case on Monday asked the special investigating team (SIT) to furnish phone call records of former Congress MP Ahsan Jafri, who was killed in the post-Godhra massacre on February 28, 2002.

Judge S H Vora ordered the SIT to place evidence on record within a month of advocate S M Vora, the lawyer who appears with prosecution, demanding further investigation in this case. Advocate Vora has also sought directives for the SIT to place certain documentary evidence before the court.

Acting on the application, the court has asked for call details of Ahsan Jafri's landline number. His family has been saying that Jafri made frantic calls to top cops and politicians for help when he was attacked by a mob in his home, but his plea fell on deaf ears. The court asked the SIT to get these details from BSNL.

The prosecutors and investigating agency have been asked to furnish call details of accused, whose interviews were run by the Tehelka journalist Ashish Khaitan, who too is a witness in the case.

The video tapes containing his dialogues with accused, which were shown in a sting operation, are to be placed on record, after an application was filed by **Citizens for Justice and Peace (CJP)**.

The court has also asked the SIT to bring on record the details of phone calls of police officers involved in investigation when the incident took place.

The investigating agency would have to produce wireless messages, police diary containing notes on the incident and the log-book of the police van. Moreover, the SIT is also directed to get a new map of the Gulbarg society prepared by a surveyor.

Judge Vora asked the prosecution to place the injury certificates of the victims after getting them from the SIT.

RSS chief meets Narendra Modi

Ahmedabad: RSS chief Mohan Bhagwat, who is on a two-day tour of Gujarat, met chief minister Narendra Modi on Sunday evening to discuss the revival of the BJP after the recent crisis. The two are said to have discussed the succession issue in detail. On Sunday, Bhagwat addressed a meeting of 2,000 RSS workers on the outskirts of Ahmedabad which had Modi sitting beside bete noire Keshubhai Patel. After meeting Modi, Bhagwat met leaders of the Gujarat RSS to strengthen the Sangh and its sister organisations. TNN

<http://epaper.dnaindia.com/dnaahmedabad/epapermain.aspx?queryed=5&username=&useremailid=&parenteditioncode=5&eddate=9%2f8%2f2009>

Gujarat EDN

Investigate Gulbarg case again, SIT told

Special court asks team to submit police & vehicle logbooks, injury certificates

Roshan Kumar

The Special Investigation Team (SIT) is being directed by a special court to conduct further investigation into various aspects of the Gulbarg Society massacre case, including finding several people accused in the matter. BU Joshi, the special judge appointed for the case, has directed the SIT to submit all the reports, including the police logbook, vehicle logbook, injury certificates of witnesses in the case and other documents, by October 7.

Though the CD containing mobile phone data, submitted by IPS officer Rahul Sharma, is vital evidence in the 2002 riot cases, the SIT has not submitted details of the location of the accused as found on the bases of the data on the CD. The court also mentioned a sting operation conducted by investigative journalist Ashish Kaitan into the role played by the perpetrators of the 2002 communal riots. During the sting operation, he recorded a conversation between Babu Bajrangi and others accused in the related cases. There has been no mention of this sting operation in the report.

Moreover, there is no mention of the videography and photography with regard to Gulbarg Society, which were taken after the incident. Slain MLA Ahasan Jafri, who was killed in the Gulbarg Society massacre, had made numerous phone calls to the police and others. However, there has been no mention of the details of these phone calls.

Replying to a query raised by the court, the special public prosecutor earlier said that the details of the phone calls made by Jafri were not available as BSNL had destroyed all the data. Earlier, social activist **Teesta Setalvad** had submitted an application listing the lacunae in the investigation conducted by the SIT.

"On the bases of the application by the witness and the **Citizens for Justice and Peace (CJP)**, the judge has ordered further investigation in the case under section 173(B) of the Code of Criminal Procedure (CrPC) on a detailed application filed by us pointing out the sloppy and incomplete investigation by the SIT in the Gulbarg Society massacre case," Setalvad said. "The SIT failed to investigate the entries in the station dairies and the fire brigade register," she added.

<http://epaper.timesofindia.com/Default/Scripting/ArticleWin.asp?From=Archive&Source=Page&Skin=TOINew&BaseHref=TOIA/2009/09/08&PageLabel=3&EntityId=Ar00301&ViewMode=HTML&GZ=T>

Gujarat EDN

SIT asked to produce phone records in Gulbarg case

TIMES NEWS NETWORK

Ahmedabad: A special court hearing the Gulbarg Society case on Monday asked the special investigation team (SIT) to furnish phone call records of ex-Congress MP Ahsan Jafri who was killed in the post-Godhra massacre of February 28, 2002, in which 69 persons were killed.

The designated judge SH Vora ordered SIT to place evidence on records within a month after advocate SM Vora, the lawyer who appears with prosecution, demanded further investigation in this case under Section 173(8) of the CrPC and sought directions to SIT to place certain documentary evidence before the court.

Acting on the application, the court has asked for call details of Ahsan Jafri's landline number. His family has been saying that Jafri made frantic calls to top cops and politicians for help when he was attacked by a mob in his home, but his plea fell on deaf ears. The court asked SIT to get these details from BSNL.

The prosecutors and investigating agency are asked to furnish call details of accused persons, whose interviews were run by the Tehelka journalist Ashish Khaitan, who too is a witness in this case. Besides this, the video tapes containing his dialogues with accused which were shown in a sting, are to be placed on record, after an application was filed by **Citizens for Justice and Peace** (CJP).

The court has also asked SIT to bring on record the details of phone calls of police officers involved in investigation when the incident took place. The investigating agency would have to produce wireless messages, police diary containing notes regarding the incident and the logbook of the police van. Moreover, SIT is also directed to get a new map of Gulbarg society prepared by a surveyor.

Judge Vora has asked the prosecution to place the injury certificates of victims after gathering in from the SIT. The investigating agency has till date not provided such certificates to government lawyers.

The SIT is also probing Jafri's wife's complaint against chief minister Narendra Modi and 62 other politicians and bureaucrats upon direction from the Supreme Court.