

Vrinda Grover
Advocate

Office : N-SQ 7, Saket, New Delhi 110017
Tel./Fax : 91 11 29561512
Res. : N-14A, Saket, New Delhi 110017 (India)
Mobile : 91 9810806181
E-mail : vrindagrover@gmail.com

To
Mr. Anil Goswami
Home Secy.
Union of India
Ministry of Home Affairs
Room No.113
North Block
Central Secretariat
New Delhi -110001

11th July 2013

Dear Sir

Sub: Grave threat to life, liberty and security of Shamima Kauser and her children as well as RaufLala and Mohinuddinismail Sayed

This is to bring to your urgent attention, that there is a serious threat to the life of ShamimaKauser and her children as well as RaufLala and Mohinuddinismail Sayed, who have for the last 9 years supported ShamimaKauser in her struggle for justice. As you are aware the probe into the fake encounter of IshratJehan, in 2004, was initiated at the instance of the

Writ Petition filed by ShamimaKauser, to establish the innocence of her daughter and secure punishment for those who had killed her. Now the CBI

chargesheet has named senior Gujarat Police officers as accused in the killing of IshratJehan and others. Further investigation into the conspiracy behind these murders and the evidence recorded by the CBI points towards the complicity of senior officers of the Intelligence Bureau and political leaders of Gujarat state.

Yesterday i.e. on 10th July 2013 the local Mumbra Police was informed about the threat to ShamimaKauser and her children. Accordingly policemen were posted at the gate of the building in which Shamima resides. My client ShamimaKauser has informed me that in the dead of the night, at around 2:30am on 11th July 2013, 4-5 men came and started banging on the door of their flat, aggressively demanding that the door of the house be opened. Upon being asked by Shamima to identify themselves and their purpose, they kept banging the door. After some time these men announced that they were from the police. Shamima refused to open the door as it was clear that these men had come to bring harm to her and her young children. These 4-5 men kept standing outside Shamima's door for some time talking in whispers to each other and then left. Clearly their purpose to terrorise Shamima and her children had been accomplished.

It is a well known public fact that after the demise of her husband, Shamima heads a family of young daughters and sons. Shamima and her daughter have courageously been speaking about justice for IshratJehan in public meetings and demanding punishment for all persons responsible for her killing regardless of their official position, Many of the powerful accused are yet to be arrested in this case. The CBI has rightfully sought protection for its own Investigating Officers, but not paid any attention to the vulnerability of ShamimaKauser, her children and RaufLala and Mohinuddin Ismail Sayed.

Even in the past attempts have been made on the life of ShamimaKauser, RaufLala and Mohinuddin Ismail Sayed. Despite written and verbal

complaints to the police and the CBI no serious action or enquiry has been initiated into the matter. On the night of 18/19th June 2013, the vehicle carrying ShamimaKauser, RaufLala and Mohinuddin Ismail Sayed was attacked by armed men. However the said incident was registered as a FIR of a road accident. Enclosed is the complaint sent to Mumbra Police, in June 2013, protesting against this FIR and seeking registration of a FIR under Section 3017 IPC.

ShamimaKauser and her children have also reported that they are being followed and men in motorcycles are keeping a watch on their home and their movements.

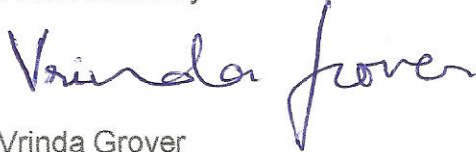
There is a grave threat to ShamimaKauser (mother of deceased IshratJehan) and her children as well as RaufLala and Mohinuddin Ismail Sayed. There is a real apprehension that attempts will be made to threaten, terrorise, intimidate and harm, ShamimaKauser and her children as well as RaufLala and Mohinuddin Ismail Sayed to coerce and compel them to abandon their efforts to secure justice for the cold blooded murder of IshratJehan.

It may be mentioned here that it is the constitutional duty of the State to protect the life of its citizens. In the present case very poor and vulnerable citizens are seeking justice against powerful persons occupying official positions, including the Intelligence Bureau, Gujarat Police and State Executive.

The Supreme Court of India has repeatedly emphasized the need for protection of Victims and Witnesses in such circumstance. In accordance with the law, ShamimaKauser, her children, RaufLala and Mohinuddin Ismail Sayed deserve to be provided all necessary protection. Given the nature of the case and the profile of accused persons, simply placing a couple of policemen as guards, is likely to jeopardise their security even further. Appropriate and necessary steps are required to be urgently taken to ensure the safety and security of ShamimaKauser and others.

You are requested to ensure that no threat or harm is brought to the life, liberty and security of ShamimaKauser and her children and RaufLala and Mohinuddin IsmailSayed.

Yours sincerely



Vrinda Grover

Counsel for Shamima Kauser

C.c. Mr. RanjitSinha

Director

CBI Head Office

Plot No 5-B, CGO Complex, Lodhi Road

New Delhi -110003

Mr. Kalaimani

Investigating Officer

CBI – SIT, IshratJehan

Gandhinagar

Gujarat