

May please place before the Hon'ble  
Court with Office objection subsisting  
if any 24.7.2020

**IN THE SUPREME COURT OF INDIA**  
**CRIMINAL ORIGINAL JURISDICTION**  
**WRIT PETITION (Cr) NO. 178 OF 2020**

**IN THE MATTER OF:**

Anoop Prakash Awasthi

Petitioner in Person

VERSUS

State of Uttar Pradesh

Respondent

With

**I.A. \_\_\_\_\_ 2020**

An application for reconstituting the Judicial Inquiry Commission by replacing Shri K.L. Gupta former DGP, Uttar Pradesh on the ground of bias.

**I. A. No. \_\_\_\_\_ 2020**

An application for urgent listing of the WP (Cr.) 178/2020 on Monday, 27<sup>th</sup> July 2020 or an earlier date.

**I. A. No. \_\_\_\_\_ 2020**

An application for filing the I.A. without attestation of affidavit and Court fee.

(FOR INDEX KINDLY SEE INSIDE)

Anoop Prakash Awasthi

Advocate on Record (In person)

## INDEX

| Sr<br>N | Particulars                                                                                                                                                                                                                                   | Page<br>No. |
|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| 1.      | <b>I.A. _____ 2020</b><br>An application for reconstituting the Judicial Inquiry Commission by replacing Shri K.L. Gupta for DGP, Uttar Pradesh on the ground of bias. <del>with Affidavit</del>                                              | 1-10        |
| 2.      | <b><u>Annexure A-1,</u></b><br>True copy of the outlook news scroll dated 10.07.2020                                                                                                                                                          | 11-12       |
| 3.      | <b><u>Annexure A-2,</u></b><br>True internet copy of the order dated 22.07.2020 in ITEM NO.11 Court No.1 in Writ Petition(s)(Criminal) No(s).177/2020 GHANSHYAM UPADHYAY Petitioner(s) VERSUS THE STATE OF UTTAR PRADESH & ORS. Respondent(s) | 13-16       |
| 3.      | <b><u>Annexure A-3,</u></b><br>True copy of Firstpost article dated 23.07.2020 with the caption "Accept Police version at facevalue: Meet K L Gupta, Vikas Dubey Inquiry Commission member and Ex-DGP                                         | 17-20       |
| 4.      | <b><u>I. A. No. _____ 2020</u></b><br>An application for urgent listing of the WP (Cr.) 178/2020 on Monday, 27 <sup>th</sup> July 2020 or an earlier date.                                                                                    | 21-23       |
| 5.      | <b><u>I. A. No. _____ 2020</u></b><br>An application for filing the I.A. without affidavit attestation and Court fee.                                                                                                                         | 24-25       |

**IN THE SUPREME COURT OF INDIA  
CRIMINAL ORIGINAL JURISDICTION  
WRIT PETITION (Cr) NO. 178 OF 2020**

**IN THE MATTER OF:**

Anoop Prakash Awasthi

Petitioner in Person

VERSUS

State of Uttar Pradesh

Respondent

**An application for reconstituting the Judicial Inquiry Commission by replacing Shri K.L. Gupta former DGP, Uttar Pradesh on the ground of bias.**

To

The Hon'ble the Chief Justice of India and his companion judges of the Supreme Court of India

The humble petition of the petitioner abovenamed

**Most respectfully sheweth:**

1. That the subject I.A. is being preferred in instant Writ Petition (Public Interest Litigation) W.P. (Cr.) 178/2020 wherein this Hon'ble Court vide order dated

22.07.2020 has been pleased to constitute a Commission of Inquiry under the chairmanship of Hon'ble Justice (Retd.) B.S. Chauhan of this Hon'ble Court with Shri Shashi Kant Agarwal, former justice of the Hon'ble Allahabad High Court and Shri K.L.Gupta, former Director General of Police (DGP) of Uttar Pradesh as members. That the facts given in the Writ Petition are not repeated herein for the sake of brevity and it is craved that the same may be read as part and parcel of the present application.

2. That subject application is being moved for the purpose of seeking direction for reconstituting the Judicial Inquiry Commission by replacing Shri K.L. Gupta and appoint some other former DGP from Uttar Pradesh as member of the commission. Suggestive names may be Sh. I C Dwivedi, S. Jaweed Ahmed, Sh. Prakash Singh or any other Ex. Director General of Police (other than Shri K.L. Gupta) whose name this Hon'ble Court may decide upon. This prayer is being



made for reasons coming in following paragraphs to I.A.

3. That Shri K.L.Gupta, former Director General of Police (DGP) of Uttar Pradesh on the Kanpur Encounter of Vikas Dubey on 10.07.2020 told PTI *"On face value, we should accept what police is saying, why do we always start with negativity and dub police wrong? Encounters are not done, they happen"*.
4. That Shri K.L.Gupta, former Director General of Police (DGP) of Uttar Pradesh further gone on record to say while in a TV debate on India Today on 10.07.2010 *"His (Vikas Dubey) vehicle was switched to obtain the element of surprise. SUV, on national highways, overturn all the time. He had gone to surrender thinking he would be in judicial custody. But there was no need for remand as the police there had no case. So its natural So it's natural that he'd run if he thought 'I might get killed' if the police take me into custody. He must have attempted to flee the moment the vehicle overturned."* As reported by Outlook on 10<sup>th</sup> July, 2020

and then the firstpost news website on 23.07.2020 and verified by the petitioner in person himself from independent sources. Thus petitioner apprehends a real likelihood of bias in the judicial Inquiry to be done by him as he has already spoken his mind in media.

5. That Lord Denning in his classic work 'THE DISCIPLINE OF LAW' has said *"Justice must be rooted in confidence; and confidence is destroyed when right-minded people go away thinking: the judge (judicial inquiry commission member herein) was biased"*.
6. That the edifice of a just and fair investigation would shake if there is any real likelihood of Bias or reasonable suspicion of Bias.
7. That this Hon'ble Court in the matter of Ranjeet Thakur vs Union of India (1987) 4SCC 611 has laid-down the test of bias and said *"the proper approach in case of bias for the Court (the judicial inquiry commission herein) is not to look into his own mind and ask 'Am I biased?' but to look into the mind of party before it."* Thus "the test is not what actually happens but the

substantial possibility of which appears to have happened. Even if the deciding officer was as impartial as could be, nevertheless if right minded persons would think that, in the circumstances, there was a real likelihood of bias, the deciding officer is disqualified. Therefore the court would not enquire whether there was bias 'in fact' if reasonable people might think that there was a bias". (Dr. I.P. Massy, Administrative Law, 7<sup>th</sup> edition, page 205).

8. In the present case, 8 men in uniform have sacrificed their lives followed by 6 deaths in police encounters but the first and foremost causality is 'rule of law' and the Judicial Inquiry Commission has been constituted and requires to be reconstituted by this Hon'ble Court with the sublime purpose to uphold the public confidence in the rule of law.
9. That it is an internationally recognized common law principle that even a remote likelihood of real bias can vitiate the entire proceedings. Apt to remember the trial of Chilean dictator Pinochet in United Kingdom (on

17th December 1998) where his trial for crimes against humanity (torture, hostage taking and murder) vitiated on the ground that one of the judge namely Lord Hoffmann's was associated with Amnesty International an agency which works for the interest of human rights and against the crimes against humanity. The opening b LORD BROWNE-WILKINSON relevant for the present IA *"This petition has been brought by Senator Pinochet to set aside an order made by your Lordships on 25 November 1998. It is said that the links between one of the members of the Appellate Committee who heard the appeal, Lord Hoffmann, and Amnesty International ("AI") were such as to give the appearance that he might have been biased against Senator Pinochet. On 17 December 1998 your Lordships set aside the order of 25 November 1998"* Judgment In Re Pinochet, House of Lords, Session 1998-99.

10. That the true copy of the outlook news scroll dated 10.07.2020 is enclosed herewith as **Annexure A-1** at page 11 to 12



11. That the true internet copy of the order dated 22.07.2020 in ITEM NO.11 Court No.1 in Writ Petition(s)(Criminal) No(s).177/2020 GHANSHYAM UPADHYAY Petitioner(s) VERSUS THE STATE OF UTTAR PRADESH & ORS. Respondent(s) is enclosed herewith as **Annexure A-2** at page 13 to 16
12. That true copy of Firstpost article dated 23.07.2020 with the caption "Accept Police version at facevalue: Meet K L Gupta, Vikas Dubey Inquiry Commission member and Ex-DGP is enclosed herewith as **Annexure A-3** at page 17 to 20
13. That the balance of convenience is in favour of the Petitioner.
14. That under the circumstances as indicated above, it is prayed as under:-

PRAYER

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

- (a) Reconstitute the Judicial Inquiry Commission appointed on 22.07.2020 by replacing Shri K.L. Gupta Ex- Director General of Police by some other

8

Ex. Director General of Police as may be decided by this Hon'ble Court; and

- (b) Pass such other order/orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the present case.

AND FOR WHICH ACT OF KINDNESS THE PETITIONER AS IN DUTY BOUND SHALL EVER PRAY.

Filed on: 24.07.2020

New Delhi

Drawn & Filed By



Anoop Prakash Awasthi

Petitioner in Person

10 JULY 2020 Last Updated at 8:08 PM | SOURCE: PTI

## Opinion divided among cops, activists over Vikas Dubey encounter killing



Lucknow, Jul 10 (PTI) The encounter killing of gangster Vikas Dubey Friday drew divergent reactions from retired and serving personnel, with a former Uttar Pradesh police chief saying the STF should have ensured his safety as his interrogation would have exposed several names who colluded with him and protected him.

Dubey was killed in the encounter after a police vehicle carrying him from Ujjain to Kanpur – a distance of almost 700 km -- met with an accident and he tried to escape from the spot in Bhauti area, a senior police official said.

Prakash Singh, an ex-UP Director General of Police, said he was "really surprised and disappointed that an encounter should have taken place".

"...because if this man was interrogated, he would have disclosed the names of all those who were colluding with him, helping him, financing him and protecting him," he told a TV channel.

"I think the entire network could be exposed and police would be able to take action against all of them. I do not know the circumstances under which this happened," he said.

But former UP DGP, KL Gupta disagreed.

"On the face value, we should accept what police are saying. Why we always start with negativity and dub police wrong. Encounters are not done, they happen," he told PTI.

He said Dubey was facing over 60 cases against him. "He knew the law and also how to abuse it...why he was out of jail for years? His stay out of jail would have meant that he would commit more crime."

When asked as to what he felt about the nature of the encounter after watching the visuals from the spot, Gupta said, "Accidents are not abnormal. They do happen. He was being brought from Ujjain and the driver might be tired. In this (rainy) season, such mishaps do happen."

"We should not be judgemental. This is not the end but a start," he said.

"There is the NHRC (National Human Rights Commission). Magisterial probe of encounters are done. Magistrates are not under police. If there is something wrong, the magistrate can order an FIR. Policemen have gone to jail in the past in fake encounter cases," the former DGP said.

"Only three per cent people in our society are criminals. Let, the rest 97 per cent come forward and stand against them," he stressed.

Social activist Dr Nutan Thakur sent a complaint to the NHRC, alleging illegalities on the part of the UP Police.

"Dubey's acts were extremely condemnable, but at the same time what the police have done is equally deplorable," she said in her letter.

She said there were allegations that Dubey's relatives -- Prem Prakash Pandey and Atul Dubey -- were killed illegally while being taken by the police for interrogation.

Similarly, the killings of his aide Prabhat Mishra and Praveen Dubey, and that of Vikas himself, in heavy police presence is "prima-facie extremely fishy" and the police story is "unbelievable", she added.

"The way police demolished his house without a legal order and behaved with his wife and child was improper and inhuman," she said, requesting the Commission to inquire into these allegations.

Civil Defence Inspector General Amitabh Thakur said it was possible that Dubey might have got killed in an encounter while trying to escape from police custody, thus bringing everything to a close. "This episode has brought to light the muck in the UP police and there is a need to take action against those found guilty," he said, adding that Dubey's "good relations with officers and politicians should also be looked into."



Taking his point further, former DGP Prakash Singh said some "strange" stories have come out from the media regarding the encounter.

The Special Task Force party accompanying Dubey should have taken adequate care and must have been in good numbers to ensure any such eventuality did not arise, he said.

"I have a lurking suspicion, (but) no proof," he said. "Maybe people who thought (they) would be exposed and held accountable for complicity and nexus with Dubey, created a situation that this man tried to escape,"

"All possibilities are there. A lot of people stood to lose by the disclosures and statement he would have made in normal course," he said.

"They must have been uncomfortable...people of different parties -- SP, BSP, BJP -- these are the people who would have lost face and faced tough time explaining their action. They might have a hand in creating a situation that encounter had to take place. All kind of possibilities are there," he said. PTI ABN SMI TIR TIR

---

**Disclaimer :-** This story has not been edited by Outlook staff and is auto-generated from news agency feeds. Source: PTI

---

*More from Website*



**Congress Strips 2 Rajasthan MLAs Of Primary Membership After Audio Tape Hints At BJP Link**



**Coronavirus Cases In India Cross 10-lakh Mark With Nearly 35,000 New Infections; Deaths At 25,602**



**Defence Minister Rajnath Singh Arrives In Leh To Review Security Situation**

*More from Outlook Magazine*



**Ageing Diary**



**Our Talking Heads**



**You Don't Deal With Failure. Failure Deals With You: Abhishek Bachchan**

12

**NEXT STORY : 625 KG POPPY SEIZED FROM PUNJAB-BOUND TRUCK IN JK, DRIVER HELD**

Download the Outlook Magazines App. Six magazines, wherever you go! Play Store and App Store

Tam City  
3



ITEM NO.11

Court No.1  
(HEARING BY VIDEO-CONFERENCING)

SECTION PIL-W

13

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Writ Petition(s)(Criminal) No(s).177/2020

GHANSHYAM UPADHYAY

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(FOR ADMISSION and IA No.61791/2020-EXEMPTION FROM FILING AFFIDAVIT and IA No.61792/2020-PERMISSION TO APPEAR AND ARGUE IN PERSON and IA No. 66097/2020 - APPROPRIATE ORDERS/DIRECTIONS and IA No. 61791/2020 - EXEMPTION FROM FILING AFFIDAVIT and IA No. 65177/2020 - EXEMPTION FROM FILING AFFIDAVIT and IA No. 64747/2020 - EXEMPTION FROM FILING AFFIDAVIT and IA No. 62767/2020 - EXEMPTION FROM FILING AFFIDAVIT and IA No. 65175/2020 - INTERVENTION APPLICATION and IA No. 64745/2020 - INTERVENTION APPLICATION and IA No. 64746/2020 - PERMISSION TO APPEAR AND ARGUE IN PERSON and IA No. 61792/2020 - PERMISSION TO APPEAR AND ARGUE IN PERSON and IA No. 65283/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES and IA No. 62766/2020 - PERMISSION TO PLACE ADDITIONAL FACTS AND GROUNDS)

WITH W.P.(Cr1.) No. 178/2020 (PIL-W)

(WITH IA No. 65252/2020 - EXEMPTION FROM FILING AFFIDAVIT AND IA No. 62156/2020 - EXEMPTION FROM FILING AFFIDAVIT AND IA No. 62155/2020 - EXEMPTION FROM FILING O.T. AND IA No. 62154/2020 - PERMISSION TO APPEAR AND ARGUE IN PERSON AND IA No. 65251/2020 - PERMISSION TO FILE SUPPLEMENTARY ADDITIONAL COUNTER AFFIDAVIT/AFFIDAVIT)

W.P.(Cr1.) No. 180/2020 (PIL-W)

(WITH APPLN.(S) FOR PERMISSION TO APPEAR AND ARGUE IN PERSON ON IA 62496/2020 AND FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 62498/2020 AND FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 64423/2020 AND FOR PERMISSION TO APPEAR AND ARGUE IN PERSON ON IA 64424/2020 AND FOR EXEMPTION FROM FILING AFFIDAVIT ON IA 64426/2020)

W.P.(Cr1.) No. 186/2020 (PIL-W)

(WITH APPLN.(S) FOR ADMISSION and IA No.64045/2020-EXEMPTION FROM FILING AFFIDAVIT)

Signature Not Verified

W.P.(Cr1.) No. 185/2020 (PIL-W)

FOR ADMISSION and IA No.63939/2020-EXEMPTION FROM FILING AFFIDAVIT)

Date : 22-07-2020 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE A.S. BOPANNA  
HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

COUNSEL FOR THE PARTIES

Petitioner(s)-in-person

Mr. BS Rajesh Agrajit, Adv.  
Mr. Samdarshi Sanjay, Adv.  
Mr. Vinay Ojha, Adv.  
Mr. Sunil Kumar Tomar, Adv.

Mr. Shyamal Kumar, AOR

Mr. Salman Khurshid, Sr. Adv.  
Ms. Lubna Naaz, AOR  
Ms. Ayesha Jamal, Adv.

Mr. Tushar Mehta, Ld. SG  
Mr. Harish Salve, Sr. Adv.  
Mr. Prashant Singh, Adv.  
Mr. Shiv Nath Tilhari, Adv.  
Ms. Garima Prashad, AOR

Mr. Sanjay Parikh, Sr. Adv.  
Ms. Aparna Bhat, AOR  
Ms. Karishma Maria, Adv.

Applicant(s)-in-person

Mr Nishit Agrawal, AOR  
Mr. Harsh Mishra, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

Permission to appear and argue in person is granted.

We have heard the petitioner(s)-in-person, Mr. Salman Khurshid, learned Senior Counsel for the petitioner, Mr. Sanjay Parikh, learned Senior Counsel for the applicant(s), and Mr. Tushar Mehta, learned Solicitor General appearing for the respondents - State of Uttar Pradesh, and perused the record.

Mr. Mehta, learned Solicitor General, displayed on the computer screen, the draft of a notification appointing an independent three-member Commission to inquire into the incidents mentioned in the present writ petitions. As per the draft of the revised notification, the Commission is to comprise of the following persons :

- (1) Hon'ble Dr. Justice B.S. Chauhan, Former Judge of this Court - Chairman
- (2) Hon'ble Mr. Justice Shashi Kant Agarwal, Former Judge, Allahabad High Court - Member
- (3) Mr. K.L. Gupta, IPS, Former Director General of Police - Member

The proposed Terms of Reference of the said Commission were also read out for the benefit of the Court as well as the learned counsel appearing in the matter. After hearing all the learned counsel, certain modifications were suggested and they were agreed to be carried out.

We direct that the notification constituting the Commission and incorporating the Terms of Reference as approved by us, shall be issued immediately. The Commission shall sit at Lucknow, Uttar Pradesh and start functioning within a period of one week from today.

It is made clear that the secretarial assistance for the Commission shall be provided by the Central Government, from such services/Departments as may be directed by the Chairman of the Commission.

The Commission shall submit a report to this Court and the State Government in accordance with the Commissions of Inquiry Act,



1952, within a period of two months from the date on which the Commission starts functioning.

Needless to mention that any party to the present petitions may apply to the Inquiry Commission for being heard.

We also direct that the Special Investigation Team (SIT) already constituted by the State Government will be free to inquire into any of the related incidents which are the subject matters of this case.

List the matter thereafter along with the Report of the Commission.

Writ Petition (Criminal) No.186/2020

De-tagged from Writ Petition (Criminal) No.177/2020 and connected matters.

Tag with Writ Petition (Criminal) No.118/2018.

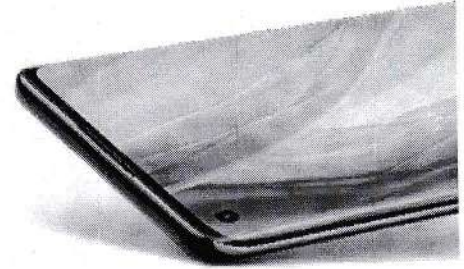
(SANJAY KUMAR-II)  
ASTT. REGISTRAR-cum-PS

(INDU KUMARI POKHRIYAL)  
ASSISTANT REGISTRAR

True copy  
3

ANNEXURE A-3

17



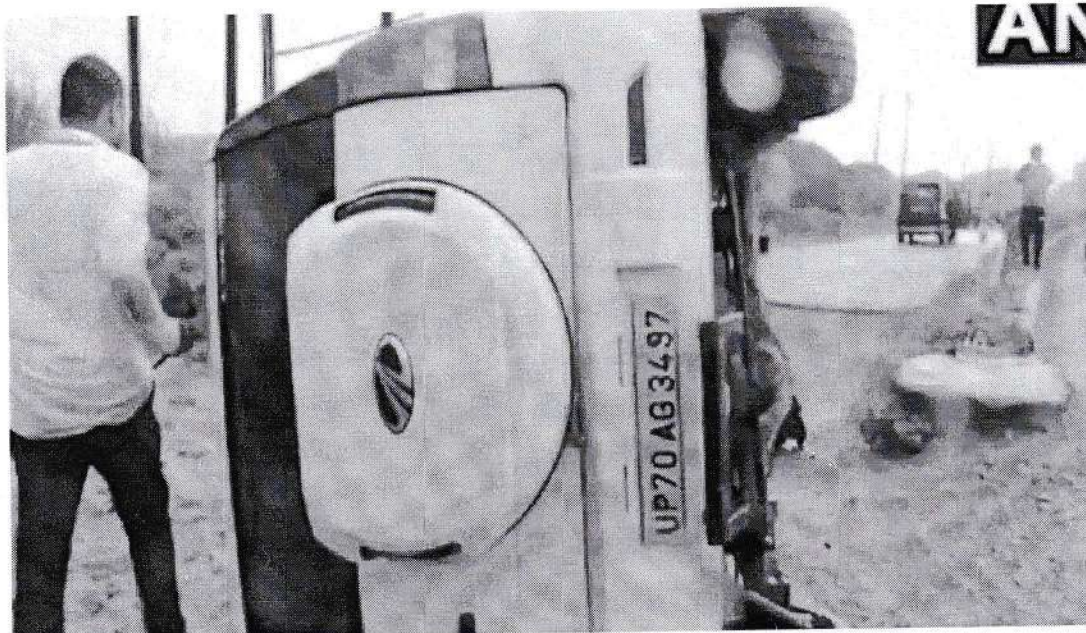
Home &gt; India News

INDIA

## 'Accept police version at face value': Meet KL Gupta, a Vikas Dubey inquiry commission member and ex-UP DGP

The inclusion of KL Gupta is noteworthy because of his controversial remarks both about this case and in the past.

FP Staff | July 23, 2020 14:36:17 IST



On Wednesday, the Supreme Court approved the Uttar Pradesh government's draft notification to appoint former apex court Justice



(Retired) BS Chauhan, along with former high court Justice (Retired) Shashi Kant Agarwal and former Uttar Pradesh director general of police KL Gupta, to the three-member inquiry commission on the killing of eight policemen and the subsequent encounter killings of gangster Vikas Dubey and five of his alleged associates.

The inclusion of Gupta, a 1965-batch IPS officer and previously the director general of the government railway police, who served as Uttar Pradesh DGP from April 1998 to December 1999 (mostly under the BJP's Kalyan Singh government) after taking over from Sriram Arun in a shake-up of the bureaucracy by the then BJP state government which also saw 16 senior IPS officers transferred, is noteworthy because of his controversial remarks both about this case and in the past.

### **'Don't see every event with negative POV'**

In the aftermath of the encounter, which saw a number of police personnel, both present and retired, offer a wide variety of views, Gupta, in a TV debate on *India Today*, began by seemingly attacking the media: "First, I thank the media for doing such investigative journalism by following the vehicle from Ujjain when his own family did not do so. Everyone knows that police vehicles are allowed to pass at tolls and barriers while others are checked due to coronavirus. They might have been stopped for five or ten minutes and the media immediately began creating a ruckus."

### **"Don't see every event with a negative point of view," Gupta further stated.**

"First see if you did anything for the eight policemen who were killed. Did you go to their homes and see if their families were starving? Did you find out from where Dubey got so many weapons? Had he created an ordnance factory in his home? No. You didn't."

After the anchor protested that no one was justifying what that gangster did, Gupta responded with another chide and moved on to speculating as to what had transpired. "You are beginning with doubt. His vehicle was switched to obtain the element of surprise. SUVs, on national highways, overturn all the time. He'd gone to surrender thinking he'd be in judicial custody. But there was no need for remand as the police there had no case. So it's natural that he'd run if he thought 'I might get killed' if the police take me into custody. He must have attempted to flee the moment the vehicle overturned."

Gupta, however, added a caveat that an inquiry would occur where the police would have to explain their actions.

On Wednesday, when queried about his remarks, Gupta told *The Indian Express*. "Once we are made a part of the inquiry, we should not speak much on the process. Now we have to work more and speak less. We will be objective and fair to the inquiry."

Gupta further told *The Indian Express*, clarifying that he was yet to receive any written order appointing him to the panel, that his comments on the TV show were at "a different time and situation."

"I might have said some things as a former policeman when asked by someone. But now I



should not speak anything about it. Now, I am reportedly part of the inquiry commission and the police are also the subject matter in that inquiry. In fact, police conduct is more under the scanner. Therefore I do not have any comment at this point of time. The final report by us will go to the court in a sealed envelope," he told the newspaper.

19

### 'Accept police version at face value'

Some people might find that a difficult line to swallow given Gupta's earlier remarks to PTI on 10 July: "On face value, we should accept what police are saying. Why do we always start with negativity and dub police wrong? Encounters are not done, they happen."

Gupta said Dubey was facing over 60 cases. "He knew the law and also how to abuse it... why was he out of jail for years? His stay out of jail would have meant that he would commit more crime."

When asked as to what he felt about the nature of the encounter after watching the visuals from the spot, Gupta said, "Accidents are not abnormal. They do happen. He was being brought from Ujjain and the driver might be tired. In this (rainy) season, such mishaps do happen."

"We should not be judgemental. This is not the end but a start," he added. "There is the NHRC (National Human Rights Commission). Magisterial probe of encounters are done. Magistrates are not under police. If there is something wrong, the magistrate can order an FIR. Policemen have gone to jail in the past in fake encounter cases," the former DGP said.

"Only three percent people in our society are criminals. Let the rest 97 percent come forward and stand against them," he stressed.

In 2018, speaking after two Uttar Pradesh officers, one with the anti-terror squad (ATS) and the other posted as SP (East) in Kanpur, committed suicide, Gupta said the police has become a "Draupadi" who is answerable to politicians, the public, RTI queries, courts and human rights activists.

**"There certainly are forces that pull down one's self-esteem and family discord is one reason for such steps," Gupta said.**

In 2014, after then home minister Rajnath Singh had issued a statement saying police should act swiftly about Maoists without worry about the Human Rights Commission, Gupta reacted sharply, saying it is easy to say so but not easy to apply because of past cases where police officials faced trouble due to encounters and killings.

"The home minister saying all this is a very easy way to boost the morale of the police but the situation at the ground-level is different and to tackle such issues is not easy. If the police act according to what the home minister said, there will be no one to defend them

when they will be charged for murder," Gupta told ANI.

"The main issue that needs to be addressed is in the criminal justice system. Hearings and judgments should be faster and if required, more courts need to be added. The criminals should be punished within a year and those who are innocent let off," he added.

The report of the inquiry commission, due within two months, will certainly make for interesting reading.

*With inputs from agencies*

Updated Date: July 23, 2020 14:36:17 IST

TAGS:

Bjp

Encounter Killing

Former Uttar Pradesh Dgp KJ Gupta

KJ Gupta

Supreme Court

## You Might Also Like



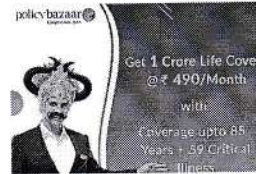
**Coding classes for age 6-18 by IIT Teachers**  
CampK12



**Become a Data Scientist**  
Great Learning



**Connect the missing dots in your career**  
GreatLearning



**Term Life Insurance - Get 1 Crore Life Cover @ ₹ 490/Month**  
termlife.policybazaar.com



**Worried about Virus attack or Data loss?**  
WD



**This Watch surprises the whole country. The price?**  
News Gadget



**[Photos] She Never Got Married, and Now We Know Why**  
DailySportX



**This Rs.1999/yr app, gives access to over 5000 magazine n**  
Magzter



**Going Bald? This '10 Days' Ayurvedic Hair Oil can Help You!**  
10 Days Hair Oil



**New Anti-Snoring Device Leaves Doctors Baffled In**  
SilentSnore



**I Won't Be Able To Live If Something Happens To My Son.**  
Ketto



**[Pics] Lou Ferrigno Is Now 68 Years Old, This Is Him Now**  
Habittribe

Recommended by Outbrain | ▶

Find latest and upcoming tech gadgets online on Tech2 Gadgets. Get technology news, gadgets reviews & ratings. Popular gadgets including laptop, tablet and mobile specifications, features, prices, comparison.

*Two City*

## ALSO READ