

Dated:11.10.2024

To,
The Officer Incharge of Police Station,
Sanjay Nagar Police Station,
Bengaluru.

Madam,

1. I, M.Chandra Sekhar, am an Indian Police Service officer of 1998 batch of Karnataka Cadre. I am presently posted as ADGP, ISD. I am also holding additional charge of IGP, Special Investigation Team (SIT) of Karnataka Lokayukta which is investigating illegal mining cases. The SIT has been constituted pursuant to the orders of the Hon'ble Supreme Court dated: 16/09/2013.
2. Sh.H.D.Kumaraswamy S/o Sh.H.D.Devegowda is an accused in Crime No: 16/14 of PS SIT, KLA. The investigation in both these cases are underway. In Crime No:16/14 of PS SIT, KLA, the SIT, after preparing the investigation report and having found substantial evidence and material to prosecute the accused had written to H.E Governor of Karnataka seeking sanction for prosecution against the accused Sh.H.D.Kumaraswamy on 21/11/2023. H.E The Governor vide his letter dated:29/07/2024, had sought for certain clarifications after going through the report. This communication along with other documents reached SIT on 08/08/24 evening after 11 days. The clarification sought was replied on 19/08/2024. H.E the Governor returned the file on 29/08/2024 with request to translate the file from Kannada to English. The SIT is just one step away from prosecuting this accused i.e H.D Kumaraswamy.



3. Meanwhile this accused, Sh.H.D.Kumaraswamy, who is out on bail, seemingly perturbed by the fact that the SIT is discharging its bounden duty and pursuing the matter in accordance with law, addressed a series of press briefings on 28/09/2024 & 29/09/2024 and made false & malicious allegations and threats to me. This has been done to deter me & SIT from pursuing the cases in which he is an accused. (Copy of the footages attached in pen drive). The accused has with a pre designed plan to derail the investigation being conducted by the SIT against him, has verbally attacked me and threatened to have me shifted from my Cadre to another state. This apart the accused has also threatened me by making false allegations against me and my family members. Very clearly the accused is intimidating me by threatening to have me shifted from Karnataka and also cause trouble to my family members. The accused by his conduct has threatened me and my family of injury to forbear and prevent me from proceeding further with prosecution of the accused. This act of the accused is an offence punishable under section 224 BNS 2023.
4. He has alleged that I have continued in Karnataka Cadre based on false medical records from Bowring Hospital. He has also threatened that he will take up the matter with Union Ministry of Home Affairs. I have become a part of the Karnataka Cadre in 2013 as per the order of the Ministry of Home Affairs. In the press conference on 28/09/2024 he claims that he has medical records and other documents w.r.t this case. He also mentions that he has made an effort to do my background verification to dig dirt. **An open threat to an investigation officer by an accused!** It must be probed if



he has abused his position as Union Cabinet Minister to illegally obtain these documents. In effect this accused, who is incidentally a Union Cabinet Minister, is threatening to disrupt my professional career by using his influence in the Central Government.

5. In a newspaper report of ANI dated:21/08/2024, the accused, Sh.H.D.Kumaraswamy is quoted as mentioning that the SIT went to the H.E Governor in November 2023 requesting prosecution sanction. He is also quoted as saying **"Then Governor after thorough study said that there was some controversy regarding the signature on the file, so directed to once again go through the case and come again"**. I am horrified by the fact that the exact contents of the clarification sought by H.E The Governor's office to the SIT regarding his prosecution sanction, is known to the accused (copy of ANI news report attached downloaded from internet (<https://www.aninews.in/news/national/politics/congress-government-wants-to-malign-me-hd-kumaraswamy-on-lokayukta-seeking-sanction-to-file-chargesheet-against-him20240821165441>) **Annexure-A1** 4 pages). This assumes significance, keeping in view the fact that the letter of clarification with enclosures dated:29/07/2024 from Raj Bhavan was received in SIT office on 08/08/2024 as mentioned in para 2. **It took around 11 days for the communication from Raj Bhavan, Bengaluru to reach SIT office which is also located in Bengaluru which is suspicious. This accused also brazenly mentions in the press conference on 21/08/2024** (<https://www.youtube.com/live/wcWSHbqfDRg?si=6wwJniVdbHZDS0Ci>)



that he has the records and documents pertaining to Sri Sai Venkateshwara Minerals i.e Cr.No.16/14. He also shows copies of the documents which were collected by the investigating officer as evidence against the accused. This shows that the accused has illegally obtained the documents pertaining to the case file and the communication between H.E The Governor and SIT with an intention to scuttle the investigation. This conduct and act of the accused is very clearly an interference in the investigation process and a threat to the prosecution witness and investigation officers. Rule of law will be the greatest casualty if accused persons, released on bail by the Hon'ble Courts, are allowed to freely make accusation and threats using investigation material illegally obtained by misusing the public office they enjoy. The very sanctity of the investigation of the gravest of offences of looting our natural resources, which is time and again frowned upon by the highest court of this land, is under challenge. Rule of law must prevail, the fundamental principle on which our justice dispensation system is built **"be you ever so high, the law is above you"** must be upheld. The conduct of the accused in publicly displaying investigation material and threatening investigating officers, who are also witness in the case clearly amounts to causing disappearance of evidence and also giving false information to screen the accused. **It must be probed if the accused has abused his official position as Union Cabinet Minister to illegally obtain the documents collected a evidence by the investigating**



officer. The accused also repeatedly mentions in all his press briefings that every fact he mentions is backed by documents.

6. Sh.H.D.Kumaraswamy has also alleged that I had tried to extort money from a suspended PI Kishore Kumar. With dishonest intention this accused Sh.H.D.Kumaraswamy, has suppressed the fact that the complaint by the suspended PI has been dismissed by the Hon'ble Court on 06/11/2023 (copy of order attached **Annexure-A2** 20 pages). This suspended PI. Kishore Kumar, is a charge sheeted accused in Cr.No. 234/2022 of PS Varthur for **illegal sale of PACL lands in violation of orders of Hon'ble Supreme Court** and also has several land grabbing allegations.
7. He has also made allegations of corruption against me based on the complaint made by a rowdy sheeted Sh.Sridhar in the court. Again this accused, with dishonest intention of hurting my reputation has suppressed the information that the proceedings in the lower court were stayed by the Hon'ble High Court, on the grounds that the complaint by the said rowdy sheeted was "**an abuse of the process of the law**" (copy of order attached **Annexure-A3** 2 pages). The accused Sh.H.D.Kumaraswamy having full knowledge about the said court orders has suppressed the facts and in connivance with the rowdy sheeted Sridhar and suspended PI B.K.Kishore Kumar(involved in PACL land scam) has intentionally provided completely false information to the media to intimidate me and to deter me from discharging my duties as head of SIT.
8. He also alleged that I am building a multi- storied building on a storm water drain in the name of my wife. **Even the worst of criminals and sinners keep women & children out of their vendetta.** But the desperation of this



accused can be gauged from this absolutely false and malicious allegation made by him against my wife. This is absolutely false and has been done to cause injury to my reputation.

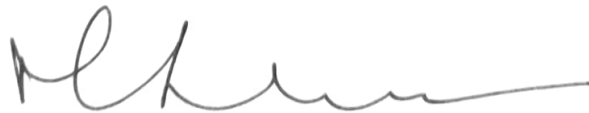
9. He also made other false and "hit and run" allegations & threats to prevent me from discharging my duty w.r.t investigation of cases in which he is an accused.
10. I had received a copy of a letter written Sh.H.D.Kumaraswamy in his capacity as Union Minister to the Union Home Minister through the social media. The authenticity of this letter needs to be verified. The contents of the letter has been widely reported in the media. In this letter dated: 29/09/2024 false and malicious allegations are made against me and the accused Sh.H.D.Kumaraswamy has requested to initiate action against me. He also suppressed the fact, that he is an accused in cases under investigation with SIT which is headed by me, in the letter. It appears that this letter from one Union Minister to another has also been released to the media & social media intentionally to intimidate me and deter me from pursuing these cases against the accused Sh.H.D.Kumaraswamy. (copy of the letter to Union Home Minister attached **Annexure-A4** 3 pages).
11. Sh.Nikhil Kumaraswamy son of Sh.H.D.Kumaraswamy in his press brief dated: 29/09/2024 also made false & malicious allegations, at the behest of the accused.
12. Sh.Suresh Babu, a close associate of Sh.H.D.Kumaraswamy has written to the Chief Secretary making false allegations & has also requested to take action against me, at the behest of the accused. This was also released to the media to intimidate me. The followers of Sh.H.D.Kumaraswamy at his



behest did dharanas & protests to get me suspended (copy of complaint attached **Annexure-A5** 7 pages).

13. The series of false allegations, threats made by the accused Sh.H.D.Kumaraswamy, his son Nikhil, his associate Suresh Babu & his followers are aimed to intimidate me and cause injury to my dignity, career and person. This has been done to prevent me & my team from pursuing the cases against the accused Sh.H.D.Kumaraswamy. This had demoralised my team. In order to motivate my team I had written a motivational letter to them. This ordeal has made me realise that it is easy to make false and "hit and run" allegations, but difficult, painful and time consuming to rebut them. The accused Sh.H.D.Kumaraswamy, who is incidentally a Union Cabinet Minister, has misused his official position and is using all his **MIGHT** to illegally obtain documents and to scuttle the investigation in these cases. Sh.H.D.Kumaraswamy has habitually thrown **DIRT** & casted aspersions on investigating officers, who have investigated him or his relatives. In the wake of this unprecedented campaign of **DIRTY** intimidation, me and my team are left with two options. **EITHER SURRENDER AND BEG FOR A HUMILIATING PEACE FOR US AND OUR FAMILIES OR FACE THE UNENDING CAMPAIGN OF INTIMIDATION**, formented by the accused who is a powerful politician and a Union Cabinet Minister and his followers. We chose to **STAND UP AND TREAD THE RIGHTEOUS PATH**, since we believe in the tenet "Yatho Dharmastato Jayah - ಯತೋ ಧರ್ಮಸ್ತತೋ ಜಯಃ" (Where there is Dharma, there will be Victory).

14. Should this accused be allowed to intimidate the investigating officers and to scuttle the investigation, just because he is a powerful politician



and a Union Cabinet Minister? In this regard I would like to quote Martin Luther King (Jr) **"INJUSTICE ANYWHERE IS A THREAT TO JUSTICE EVERYWHERE"**. If left unchecked, this brazen attitude and tactics of the accused will serve as a model to be emulated by every accused and every criminal in this country. I wish and hope that you take necessary action as per law against the accused who are mighty and powerful, for their illegal acts of intimidation and obstruction to investigation, and bring them to justice.

Enclosures: 36 pages and 1 sandisk pen drive with press briefings of Sh.H.D Kumaraswamy on 21/08/2024, 28/09/2024 & 29/09/2024 & Sh.Nikhil Kumaraswamy press meet on 29/09/2024. (File names: 1. Kumaraswamy Press Meet 21/08/2024, 2. Kumaraswamy Press Meet 28/09/2024, 3. Kumaraswamy Press Meet on 29/09/2024 & 4. Nikhil Kumaraswamy Press Meet on 29/09/2024).

Yours faithfully,



(M. CHANDRA SEKHAR IPS)

I/c Inspector General of Police,

Special Investigation Team,

Karnataka Lokayukta, Bengaluru.

11/10/24