

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

RAJYA SABHA
STARRED QUESTION NO.*262

TO BE ANSWERED ON THE 23RD DECEMBER, 2015/PAUSHA 2,1937 (SAKA)

BAIL TO ACCUSED IN SAMJHAUTA EXPRESS BLAST CASE

*262. SHRI PRAMOD TIWARI:

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Government has decided not to appeal against the bail granted by the trial court to some accused in the Samjhauta Express blast case;

(b) if so, the reasons therefor; and

(c) the impact thereof on the main case?

ANSWER

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI HARIBHAI PARATHIBHAI CHAUDHARY)

(a) to (c): A Statement is laid on the Table of the House.

STATEMENT REFERRED TO IN RAJYA SABHA STARRED QUESTION
NO.*262 FOR 23.12.2015

(a) to (c): Two bomb blasts occurred in the Samjhauta Express train near Panipat on 18.02.2007 in which 68 persons were killed and 12 others were injured. The case was initially investigated by the Haryana Police and subsequently transferred to the NIA on 26.07.2010 for further investigation. The NIA, after a thorough investigation, filed chargesheet against a total number of eight accused persons.

The Punjab and Haryana High Court passed an order on 28.08.2014 granting bail to one of the accused viz, Naba Kumar Sarkar @ Swami Aseemanand on 28.8.2014, subject to certain conditions. The written order dated 1.5.2015 of the Punjab and Haryana High Court was received by the NIA on 05.05.2015, which was examined by the NIA in consultation with their Legal Division. It was decided by the NIA not to file SLP in the Supreme Court against the order dated 28.8.2014 of the Punjab and Haryana High Court, since in their opinion, there were no legal grounds to challenge the order.

However, the accused, Naba Kumar Sarkar continues to be in jail since he is also an accused in the Ajmer blast case, in which he has not been granted bail. Further, he has not complied with the bail conditions prescribed by the Punjab and Haryana High Court and continues to be in judicial custody in the Samjhauta Express blast case also.
