

Report

of

The Justice Mukherjee Commission of Inquiry

on

the alleged disappearance

of

Netaji Subhas Chandra Bose

Volume – IIA

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Justice Mukherjee Commission of Inquiry
For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
'B' Block, (Third Floor)
11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
(Up to 10th January, 2000)

1. Pending occupation of office-space required for accommodation of the office, the Commission started functioning from the residence of the Secretary with effect from 19.08.1999.
2. To ensure frequent movements in search of office accommodation as well as to perform some essential errands like contacts, liaison, etc. therefor a staff car was engaged from the month of August 1999 on casual hiring basis with approval of the Hon'ble Chairman and the existing domestic telephone of the Secretary as well as private fax and P & T Department's speed post and other facilities were utilized for official contacts, etc.
3. Government of West Bengal, Food & Supplies Department allotted space measuring 2350 sq. ft. at 11/A, Mirza Ghalib Street, Calcutta 700087 to the Commission for accommodation of its office vide G.O. No. 3863-F.S. dated 07.10.1999 stating the conditions that the Commission would bear all expenses relating to electricity, up-keeping and other charges and hand over and restore vacant possession of the space to the Department after completion of the Inquiry.
4. To give shape to the functioning of the office, appointments of Section Officer, Accountant, Cashier, & Steno Gr. 'C' were made with effect from 22.10.1999 followed by appointment of a Private Secretary with effect from 15.11.1999.
5. Simultaneously, MHA was moved to arrange for publication of notification through DAVP, New Delhi, inviting representations in prescribed forms regarding alleged disappearance of Netaji Subhas Chandra Bose. The notification has already been published in the print media. The DAVP was moved through MHA for publication in both print and electronics media. We do not know whether it has been broadcast and telecast by the Akashvani and Doordarshan respectively.
6. Keeping in view the infrastructure to be set up for functioning of the office, various supplies and execution of works as communicated vide this office letter No. JMCI/018/F&F/99 dated 03.12.1999 happened to be made.
7. With the functioning of the Commission growing in the larger proportion, frequent running about for the purpose of contacting different authorities connected with the functioning of the Commission necessitated casual hiring of

one more vehicle with effect from 07.12.1999. The hiring of the vehicle coincided with the arrival of S.N. Singh, Section Officer on official duty.

8. Till now, no statement / representation in the prescribed form and according to the prescribed procedure has been received. Off and on, individuals and representatives of different organizations are calling at the office to make inquiries and seek clarification on some points or other. They are being properly attended to. A few letters have been received by post. They have been requested to send their representation / statements in the prescribed manner observing the procedure prescribed in the notification, a copy of which has been sent to each of them with the reply.
9. With an eye to the full-fledged functioning of the Commission, efficient and suitable persons are in the process of being appointed against the vacant posts of the sanctioned staff strength.

Appointment order has been issued in favour of a retired I.A.S. of the West Bengal Cadre for the post of Officer on Special Duty after receiving the approval of the Government of India, vide letter No. I/12014/2/99-IS(D.III) dated 06.01.2000. He is yet to join his appointment.

For filling up the posts of Court Master, Principal Private Secretary, Private Secretary, Typist and Bailiff by competent persons, the Registrar (Appellate Side), Calcutta High Court and the Secretary to the Government of West Bengal, Judicial Department have been requested to send names with bio-data of willing and competent serving or retired persons.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

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11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT(Up to 31st January, .2000)

1. This report pertains to the period from 11.01.2000 to 31.01.2000. The Status Report for the period up to 10.01.2000 was sent on 12.01.2000 leaving scant scope for rendering fortnightly update as on 15.01.2000. Hence, this report covers the entire period from 11.01.2000 to 31.01.2000.
2. Keeping in view the aspect of wider publicity of the Commission, Doordarshan, Calcutta was contacted. With highlighting the functioning of the Commission in its Bengali News-report, Doordarshan has been successful to reach message of the Commission to the people of West Bengal, resulting in their enthusiasm to insist upon the Commission's deferring the last date (2nd February, 2000) of submission of representations by a considerable number of days, e.g., it suffices submission of representations / statements in prescribed form and according to the prescribed procedure by the interested investigation seekers within the extended time-frame as claimed.
3. During the period in question a number of correspondences and representations have been received from persons, groups and political party interested in the inquiry being made by the Commission. Total number of such communications received at the office of the Commission is 15 of which four are representation for extension of time.
4. Out of eleven (11) representations / statements received relating to Netaji Subhas Chandra Bose, only four (4) appear to have been submitted in the prescribed form and according to the prescribed procedure. The remaining ones do not come under that purview because of the fact that their submission has been made without adherence to the prescribed norms and procedure. However, prompt requisite action as to enlightenment of the representation-makers has been taken e.g. they have been requested to send their representations / statements in the prescribed manner observing the procedure prescribed in the notification, a copy of which has been sent to each of them with reply.
5. Four (4) correspondences exclusively pleading for extension of time have been received. Off and on, telephone calls from different quarters asking for extension of time are received.

6. The position as enumerated above has been brought to the knowledge of the Hon'ble Chairman. It has been decided that in view of receipt of inadequate representations coupled with requests emanating from different quarters asking for extension of time the last date for submission of representations has been extended till 7th March, 2000. Issue of necessary order to the effect is under way.
7. With the work of the Commission picking up, requirement of appointment of respective personnel against vacant posts of the sanctioned staff strength is acutely felt. In the light of the position, four persons have been appointed vide this office Order No. Apptt./062/2000-JMCI dated 10.01.2000. All of them have joined their appointments from 17.01.2000 onwards. We are awaiting reply from the High Court, Calcutta and the Government of West Bengal to our letter requesting them to make available suitable persons for appointment to the vacant posts of Court Master, Stenographer, Private Secretary, Bailiff, Typists, etc.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

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STATUS REPORT

(From 01.02.2000 to 15.02.2000)

- 1 This report is in continuation of the earlier Status Reports – (1) for the period upto 10th January,2000 and (2) for the period from 11.1.2000.
- 2 In view of inadequacy of Statement/Recommendations received by the Commission in response to its Notification dated 3rd December,1999 and having regard to the representations received from various quarters asking for extension of time to submit Statements/Memorandums, the last date for the purpose has been extended by the Commission till 7th day of March, 2000 by Notification no.JMCI/Notifn./48/2000 dated 1st February,2000. Due publicity of the said Notification has been arranged.
- 3 The number of statements/memorandums received is 12 (twelve), out of which only 5 (five) are found to be in the form of an Affidavit. However, the other senders have been requested to send their representations as per procedure prescribed in the Notification dated 3.12.99, a copy of which has been sent to them with the reply.
- 4.(a) Shri Jayant Prosad, Joint Secretary, Ministry of External Affairs, Dr. Sukumar Sarkar, Director General, National Archives and Shri G.B. Singh, Director (History Division), Ministry of Defence were requested by Fax letter dated 8th February,2000 to furnish the following particulars in respect of records relating to the alleged disappearance of Netaji Subhas Chandra Bose:
 - (1) No. of the File.
 - (2) Nature of the File
 - (3) Subject of the File.
 - (4) Present state of the File
 - (5) Present custody of the File.
 - (6) Authority to be approached in order to get the file for the purpose of the inquiry of the Commission.
 - (7) If any of the relevant files is in the possession or under the control of the Government of any foreign country or countries what are the steps to be taken to ensure the production of the file before the Commission.
 - (8) Particulars of publications relating to any of the facts and circumstances concerning alleged disappearance of Netaji Subhas Chandra Bose in 1945 and subsequent developments therewith.

- 4(b) We have sought for some clarifications from the D.G. of Archives on 17.2.2000 in respect of the report sent by him with his D.O. letter dated 15.2.2000. The reports of the Ministry of External Affairs and the Ministry of Defence are still awaited.
5. Mr. M. Roy, IAS (Retd.), appointed as Officer-on-Special Duty, joined on 14.2.2000 (forenoon). The Calcutta High Court and the Judicial Department, Govt. of West Bengal are yet to send the names with bio-data of suitable willing persons (serving or retired) who might be considered for appointment to the posts of Court Master, Principal Private Secretary, Private Secretary, Typist, Bailiff etc.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

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STATUS REPORT

(From 16.02.2000 to 29.02.2000)

1. This report is in continuation of the earlier Status Report forwarded under this office letter No.Status/64-103/2000 dated 18.02.2000.
2. Considering the fact that the time for filing statement/affidavit is due to expire within a short period, Shri Rajib Ratan Shah of Prashar Bharati Broadcasting Corporation of India, Doordarshan Bhavan, New Delhi-110 001 was requested by the Hon'ble Chairman to take necessary steps at his earliest to see that the inquiry by the Commission and the last date prescribed for submission of Statement/affidavit get wide publicity through all the Channels of Doordarshan and Akashvani.
3. The number of statements/memorandums received during the fortnight is 19 (nineteen),out of which only 3 (three) are found to be in the form of Affidavit. However, the other senders have been requested to send their representations as per procedure prescribed in the Notification dated 03.12.1999, a copy of which has been sent to them with the reply. Many interested and knowledgeable persons are visiting the Commission Office who are likely to send their representations/affidavit very soon.
4. Some books have been identified to be useful for the purpose of the Commission and the National Library in Calcutta has been persuaded to agree to lend us those books as a special case.
5. Nodal Officers of Ministry of Defence, Ministry of External Affairs and Ministry of Human Resources Department, Govt. of India have been reminded to send immediately the particulars wanted by us in respect of the records/files on Netaji Subhas Chandra Bose and I.N.A.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
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STATUS REPORT
(From 01.03.2000 to 15.03.2000)

1. This report is in continuation of the earlier Status Report forwarded under this office letter No. Status / 99-2000 / 33A/ 91-130 dated 03.03.2000.
2. The time for filing statement / affidavit expired on 07.03.2000. In total 40 affidavits filed by or on behalf of 54 persons have been received within 07.03.2000. In this connection it may be pointed out that Shri Rajib Ratan Shah of Prashar Bharati Broadcasting Corporation of India, Doordarshan Bhavan, New Delhi-110001, was requested by the Hon'ble Chairman to take necessary steps at his earliest to see that the inquiry by the Commission and the last date prescribed for submission of statement/ affidavit get wide publicity through all the channels of Doordarshan and Akashbani. So far our knowledge goes, the said publicity was not unfortunately arranged through different channels of Doordarshan and Akashbani.
3. The Regulation of Justice Mukherjee Commission of Inquiry was framed on 10.03.2000.
4. The first hearing of the Commission is going to be held on 23.03.2000. All the aforesaid 54 persons, who filed the affidavit, have been requested to attend the meeting personally and / or through their authorised representatives.
5. The Secretary of the Commission met Smt. Sangeeta Goirala, Joint Secretary, Ministry of Home Affairs (Internal Security), Shri A.K.Paitandy, Director (ISI), Dr. Sukumar Sarkar, Director General, National Archives, Mr. G.B.Singh, Director (History Division) on 13.03.2000 and discussed regarding availability of various records and files pertaining to Netaji Subhas Chandra Bose and I.N.A. including the entire records of the proceedings of the Netaji Inquiry Committee of 1956 and Justice Khosla Commission of Inquiry into the disappearance of Netaji. Mr. G.B.Singh who has been working in the History Division of the Ministry of Defence for about thirty years, informed that the number of files pertaining to Netaji / I.N.A. held by the Ministry of Defence was 990 and not 9900 as it was claimed from some quarters.

He also met the Home Secretary on 14.03.2000 and apprised him of the latest position with regard to the Commission and also discussed the problems and difficulties faced by the Commission in the matter of getting particulars of all the relevant files / records which might be lying in the custody of Government of India as also in the custody of Government of U.S.A., Russia, Japan, U.K., China, etc.

(P. K. Sengupta)
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STATUS REPORT

(From 16.03.2000 to 31.03.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Status/99-2000/33A/91-30/120 dated 21.03.2000.
2. The first hearing of the Commission was held on 23.03.2000 which was attended by 42 persons including the persons who had filed affidavit and/or their representatives as also the representative of Government of India.
3. After examining the statements filed by the parties and after hearing them and/or their representatives regarding the modalities of the proceedings, the Commission made certain Orders and Directions on 23.03.2000, a copy of which is enclosed.
4. Action is being taken for compliance of Orders/Directions passed by the Commission on 23.03.2000 in terms of the said proceedings.
5. The post of Principal Private Secretary and the second post of Private Secretary were filled up during this fortnight. The appointment letter to fill up the post of Bailiff was issued on 31.03.2000. The remaining unfilled posts are expected to be filled up very soon.
6. Six books on Netaji/I.N.A. could be procured from the National Library on loan during this fortnight. Those books are being perused.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of
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STATUS REPORT

(From 01.04.2000 to 15.04.2000.)

- 1 This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. Status/99-2000/33A/91-30/16 dated 05.04.2000.
- 2 Follow up action was taken on the Orders and Directions given by the Commission in its proceedings dated 23.03.2000.
3. The Bailiff joined on 03.04.2000 (forenoon). The remaining unfilled posts are expected to be filled up very soon.
4. Dr. Anil Kumar Sarkar, General Secretary, The Asiatic Society, Calcutta was personally contacted to obtain copy of each of the documents collected by Dr. Purabi Ray, Dr. Sovanlal Dutta Gupta, and Dr. Hari Vasudeban from the Russian Archives which are considered to be relevant to the terms of reference of the Commission.
5. Six books on Netaji/I.N.A. procured on loan from the National Library, Calcutta as also some books on Netaji/I.N.A. are being perused.
6. Ministry of Home Affairs, Government of India, have been moved for extension of the term of the Commission for one year beyond 14/05/2000.
7. Shri S.N. Singh, Section Officer (New Delhi)JMCI has been reminded to send immediately a detailed report about the contents of File Nos. 249/INA, 273/INA and 282/INA as also of other files/documents, if any, studied by him out of the list of INA documents transferred to the National Archives of India as he was advised in our endorsement No.Record/N.Delhi/99-2000/72-111/1 dt. 23.02.2000.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

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STATUS REPORT

(From 16.04.2000 to 30.04.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Status/99-2000/33A/34 dated 19.04.2000.
2. Follow up action was taken on the Orders and Directions given by the Commission in its proceedings dated 23.03.2000.
3. None of the remaining unfilled posts could be filled up during this fortnight though those are expected to be filled up very soon by competent persons.
4. The Asiatic Society, Calcutta, is being pursued to obtain copy of each of the relevant documents collected by Dr.Purabi Roy, Dr. Sovanlal Dutta Gupta, and Dr. Hari Vasudeban from the Russian Archives.
5. Books on Netaji/INA are being perused and notes thereon are being prepared.
6. Shri A. K. De, Private Secretary, was deputed on tour to Delhi to pursue various pending matters including extension of the term of the Commission for one year beyond 14.05.2000, procurement of Government approved list of translators in different Indian languages for translation into English, scale of remuneration for such works, allotment of required office space with required infrastructure for a Branch Office of the Commission in New Delhi, supply of the entire records of the proceedings (including the evidence recorded) of Shah Nawaz Committee and Khosla Commission, etc

(P. K. Sengupta)
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STATUS REPORT

(From 01.05.2000 to 15.05.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Status/99-2000/33A/61 dated 04.05.2000.
2. Follow up action was taken on the orders and Directions given by the Commission in its proceedings dated 23.03.2000.
3. None of the remaining unfilled posts could be filled up during this fortnight though those are expected to be filled up very soon by competent persons.
4. Dr. Purabi Roy of the Asiatic Society, Calcutta, has been requested by the Commission to identify the documents relevant for the purpose of the Commission available in the Asiatic Society and translate the relevant non-English documents available there, into English on behalf of the Commission.
5. Books on Netaji / INA are being perused and notes thereon are being prepared.
6. Shri S.R.Banerjee , Principal Private Secretary of the Commission was appointed as the Commissioner for recording the deposition of Major E.Bhaskaran at Chennai on 20.05.2000 and all the persons who have filed affidavits before the Commission were kept informed of the programme which was fixed in consultation with Smt. Chitra Chokalingam, daughter of Major E.Bhaskaran, who is residing with her ailing father at the same premises in Chennai.
7. Preparatory works were done for the purpose of holding the next proceedings of the Commission.
8. The term of the Commission expired on 14.05.2000 and the Government Order for extension of the term of the Commission by a further period of at least one year as proposed in this office letter no. JMCI/Admn/99-2000/128-164 dated 31.03.2000 is still awaited. The matter was duly pursued during this fortnight.
9. Dr. Sukumar Sarkar, Director General of Archive, was requested to send the photocopies of file Nos. 282 / INA 249 / INA and 273 / INA which are available in the National Archives in New Delhi.

10. Ministry of Home Affairs, Government of India, was pursued for supply to the Commission entire records of the proceedings (including the evidence recorded) of Shah Nawaz Committee and Justice Khosla Commission.
11. Ministry of Home Affairs, Government of India, was also pursued for a separate small office of the Commission in New Delhi with minimum infrastructure, viz., (i) Telephone, Fax, and other essential office equipments, (ii) Assisting staff, like a Stenographer or Steno-Typist and a Peon, so that the Hon'ble Chairman and other senior officers on official visit to New Delhi could use the office and its infrastructure for doing their official works in New Delhi.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

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STATUS REPORT

(From 16.05.2000 to 31.05.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Status /99-2000/33A/61/84 dated 19.05.2000.
2. Follow up action was taken on the Orders and Directions given by the Commission in its proceedings dated 23.03.2000.
3. None of the remaining unfilled posts could be filled up during this fortnight though those are expected to be filled up very soon by competent persons.
4. Dr.(Mrs.) Purabi Ray of the Asiatic Society, Calcutta, in her letter dated 17.05.2000 prayed for extension of time by another two weeks with effect from 17.05.2000 for submitting her statements on affidavit.
5. Books on Netaji / I.N.A. are being perused and notes thereon are being prepared.
6. The programme for recording the deposition of Maj. E. Bhaskaran at Chennai on 20.05.2000 had to be postponed until further order as Maj. Bhaskaran was reported to be seriously ill and all concerned were informed accordingly.
7. Preparatory works were done for the purpose of holding the next proceedings of the Commission on 13.06.2000 at 12.00 noon in the Seminar Hall, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Calcutta 700007.
8. The term of the Commission was extended for one year, i.e. from 14.05.2000 to 14.05.2001 as communicated by the Ministry of Home Affairs, Government of India, in their letter No.VI/11034/18/98-IS (D.III) dated 24.05.2000.
9. Efforts were made to get Photo Copies / Xerox copies of different files / documents from the Director General of National Archives, New Delhi, Prime Minister's Office, New Delhi, and the Ministry of External Affairs, Government of India, New Delhi.
10. Extension of time up to 20.06.2000 as prayed for by the Ministry of Home Affairs, Government of India, in their letter dated 16.05.2000 was granted under Commission's letter dated 23rd May, 2000.

11. The Home Secretary, Government of West Bengal, was reminded under Commission's registered letter dated 23rd May, 2000 for immediate compliance of the relevant Orders / Directions of the Commission as contained in its proceedings dated 23rd March, 2000.
12. Ministry of Home Affairs, Government of India, were reminded under Commission's registered letter dated 23rd May, 2000 for taking necessary steps so that the entire proceedings (including the evidence recorded) of Shah Nawaz Khan Committee and Khosla Commission are produced before this Commission by 22nd June, 2000.
13. Shri Ashok Saikia, Shri Ravi Mittal, Shri Ashok Chaturvedi, Shri G.B. Singh, Shri Jayant Prasad, Shri V.N. Mathur, and Shri Sukumar Sarkar were furnished under Commission's letter No.JMCI/Meeting/99-2000/98(7) dated 29.05.2000 (sent by Speed Post) with copies of the proceedings dated 23.03.2000 of the Commission and they were requested for immediate compliance with those Orders / Directions which concerned their respective Ministries / Departments / Organizations. A copy of the said letter dated 29.05.2000 was endorsed to the Joint Secretary (Internal Security), Ministry of External Affairs, Government of India, for information and favour taking necessary action.
14. Response is still awaited from the Ministry of Home Affairs, Government of India, to the request of the Commission (vide d.o. letter No.JMCI/Admn/99-2000/32 dated 20.04.2000) for providing office space with minimum staff and infrastructure for setting up a small office of the Commission in New Delhi.

(P. K. Sengupta)
Secretary

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STATUS REPORT
(From 01.06.2000 to 15.06.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Status/99-2000/33A/110 dated 19.06.2000.
2. Preparatory works were done in connection with the hearing of the Commission held on 13.06.2000 and a Status Report on compliance with the orders / directions contained in the proceedings dated 23.03.2000 of the Commission was prepared for the purpose of the Hearing.
3. Steps were taken to prepare minutes of the discussion held at the time of hearing dated 13.06.2000 which was attended by 29 persons by whom or on whose behalf statements on affidavit were submitted to the Commission.
4. Ministry of Home Affairs, Government of India, was written again for production of the complete records of the entire proceedings of the Khosla Commission of Inquiry (vide this office letter No.JMCI/Meeting-Proceedings (Follow Up)/48/119 dated 7th June, 2000.
5. Ministry of External Affairs, Government of India, was written for making delivery of the records of evidence tendered before Shah Nawaz Khan Committee, 1956 to Shri S.N. Singh, Section Officer, of this Commission stationed in New Delhi under this office letter No.JMCI/Meeting/99-2000/48/107 dated 05.06.2000.
6. Xerox copies of some files on Netaji / I.N.A. received from the Director General of National Archives, New Delhi, were perused.
7. None of the remaining unfilled posts could be filled up during this fortnight though those are expected to be filled up very soon by competent persons.
8. Response is still awaited from the Ministry of Home Affairs, Government of India, to the request of the Commission for providing office space with minimum staff and infrastructure for setting up a small office of the Commission in New Delhi vide our d.o. No.JMCI/Admn/99-2000/32 dated 20th April, 2000, addressed to Ms. Sangeeta Gairola, IAS, Joint Secretary (Internal Security), Ministry of Home Affairs, Government of India.

9. Government of West Bengal was reminded for immediate compliance of the relevant orders / directions of the Commission contained in its proceedings dated 23.03.2000. Their reply dated 09.06.2000 was considered to be not specific.
10. Dr.(Mrs.) Purabi Ray of the Asiatic Society, Calcutta, filed her affidavit on 08.06.2000 in terms of the orders / directions contained in para (d) of the proceedings dated 23.03.2000 of the Commission.
11. No files excepting xerox copies of 12 files / documents in total could be received from the Government of India in terms of the orders / directions at (a) and (b) of the proceedings dated 23.03.2000 of the Commission.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
 'B' Block, (Third Floor)
 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
 (From 16.06.2000 to 30.06.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Status/99-2000/33A/133 dated 20.06.2000.
2. Action was taken to send copy of the proceedings dated 13.06.2000 to all concerned for compliance with the orders / directions contained in the said proceedings.
3. Steps were taken to prepare office notes on the affidavit sworn by Shri A.K. Paitandy as Director (IS-I), Ministry of Home Affairs, Government of India, on 20th June, 2000 indicating action taken by the Ministry of Home Affairs as also by the Prime Minister's Office, Cabinet Sectt., Ministry of Defence, Ministry of External Affairs, Intelligence Bureau, Department of Culture (National Archives of India), and Research Analysis Wing (R. & A.W.) on the proceedings dated 23rd March, 2000 of the Commission.
4. The transfer of Power, Vol. VI and VII which were borrowed from the National Library, Calcutta, were being perused.
5. Steps were being taken for recording deposition of Maj. E. Bhaskaran and Col. Preetam Singh in Chennai and Dheradun respectively by the Commission appointed by the Commission for the purpose.
6. Complete records of the entire proceedings of the Khosla Commission of Inquiry as also of the Shah Nawaz Khan Committee of Inquiry are yet to be made available by the Ministry of Home Affairs and the Ministry of External Affairs, respectively for perusal of the Commission at its headquarters.
7. Few posts remained unfilled which are expected to be filled up very soon by competent persons.
8. Response is still awaited from the Ministry of Home Affairs, Government of India, with the request of the Commission for providing office space with minimum staff and infrastructure for setting up a small office of the Commission in New Delhi vide our d.o. No.JMCI/Admn/99-2000/32 dated 28th April, 2000, addressed to Ms. Sangeeta Gairola, IAS, (Joint Secretary (Internal Security), Ministry of Home Affairs, Government of India.

9. No files excepting Xerox copies of 12 files/documents in total received earlier could be received from the Government of India in terms of the orders / directions contained in the proceedings dated 23.03.2000 of the Commission.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
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STATUS REPORT
 (From 01.07.2000 to 15.07.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/146 dated 03.07.2000
2. Steps were taken to record the deposition of Maj. E. Bhaskaran at his present residence at Chennai on 15.07.2000 and notice were sent for the purpose to all the persons who filed the affidavits or on whose behalf affidavits were filed. Shri P.K. Sengupta, Secretary, J.M.C.I., who was appointed as Commissioner for the purpose by the Hon'ble Chairman, recorded the deposition of Maj. E. Bhaskaran accordingly on 15.07.2000. Another witness was also examined at the same place on the same day.
3. Steps were taken for recording the deposition of Col. Preetam Singh on 21.07.2000 at his residence in Dehradun and Notices were sent to all concerned accordingly.
4. Response is still awaited from the Ministry of Home Affairs, Government of India, to the request of the Commission for providing office space with minimum staff and infrastructure for setting up a small office of the Commission in New Delhi.
5. 17 bound Volumes which appear to contain unauthenticated typed copies of deposition of the witnesses examined by Khosla Commission and one bound Volume which appears to contain an unauthenticated typed copy of the Report of the Khosla Commission were received from the Ministry of Home Affairs, Government of India, through Shri S.N. Singh, Section Officer, J.M.C.I., stationed in New Delhi, on 14.07.2000. No list of the documents filed before the Commission or called for by the Commission appears to be available in those Volumes besides no copy of the exhibits referred to therein appears to be available and the exhibit Nos. are also left blank. The said Volumes are under scrutiny.
6. File No.C/551/5/72-JP. Pt.III- Netaji Inquiry Commission under the Chairmanship of Minister, Shri Shah Nawaz Khan, 1956, containing only two official letters, office copies of two d.o. letters, one Newspaper cutting from the Hindustan Standard, Calcutta, dated 22.12.1973, and one printed copy of Netaji Inquiry Committee Report, 1956, published by Publication Division, Ministry of

Information and Broadcasting, Government of India, was received from Ministry of External Affairs, Government of India, through Shri S.N. Singh, Section Officer, J.M.C.I., stationed in New Delhi, who also made over KW to – File No.C/551/5/72-JP. Pt. III – Record of evidence tendered before Shah Nawaz Khan Committee, 1956 which appears to contain three unsigned typed pages giving list of witnesses examined by the Shah Nawaz Khan Committee, one typed copy of the evidence (running into eight pages) of Shri Thevar, M.L.A., the first page of which is substantially torn and mutilated, the second page is also partly torn, pages 3 to 7 appear to bear some illegible short signature initial and page 8 purports to bear full signature of Shri Thevar while pages 9 to 415 purport to be unauthenticated typed pages of evidence of some witnesses recorded by the said Committee including some sketches which appear to bear some initials and page No.415 is torn and mutilated. It also appears to contain photographs of some witnesses, either singly or jointly with others and those photographs appear to bear no serial numbers. The file also does not appear to contain either any exhibit or any authenticated copy or even any plain copy thereof. Both the aforesaid files are under scrutiny.

7. We have received copies of 13 files each in one Volume, as also copies of Vol. III, IV, and V of file No. 2(64)/56-66-PM and of Vol. No. I, II, III of File No. 5/11/C/9/99-POA from Prime Minister's Office under their No.915/11/C/2/2000-POA dated 4th July, 2000 which are all under scrutiny. We have also requested them to expedite their further communication regarding Top Secret File No.23(II)/56-57-PM and Top Secret File No.2(64)/56-66-PM, Vol. II.
8. Few posts which remain unfilled are expected to be filled up very soon by competent persons.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
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 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
 (From 16.07.2000 to 31.07.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/164 dated 18.07.2000.
2. The deposition of Col. Preetam Singh was recorded on 22.07.2000 at his residence in Dehradun by Shri P.K. Sengupta, Secretary, J.M.C.I., who was appointed Commissioner for the purpose by the Hon'ble Chairman.
3. Response is still awaited from the Ministry of Home Affairs, Government of India, to the request of the Commission for providing office space with minimum staff and infrastructure for setting up a small office of the Commission vide d.o. No. JMCI/Admn/99-2000/32 dated 20th April, 2000 addressed to the Joint Secretary (Internal Security), Ministry of Home Affairs, Government of India.
4. 12 (twelve) sealed packets, which are said to contain 64 files, along with an affidavit were received on 28.07.2000 from the Home Department, Government of West Bengal, in response to the direction dated 23rd March, 2000 of the Commission. The contents of the aforesaid sealed packets are under scrutiny.
5. An affidavit filed on behalf of Government of India in the Ministry of Defence was received by FAX on 31.07.2000 which states inter alia that all the files / documents relating to Netaji Subhas Chandra Bose and I.N.A. which were held with the History Division, Ministry of Defence had been declassified and transferred to the National Archive of India on 26th August, 1997 and that there are no other documents / records available in the Ministry of Defence.
6. We have received photo copies of 10 (ten) more files relating to Netaji Subhas Chandra Bose / I.N.A. from Prime Minister's office under their letter No. 915/11/C/2/2000-Pol. Dated 25.07.2000.
7. We have also received photo copies of 7 (seven) Top Secret / Secret files of Prime Minister's office under their letter No. D-16(4)/2000-NGO dated 24th July, 2000.
8. Few posts which remain unfilled are expected to be filled up very soon by competent persons.

(P. K. Sengupta)
 Secretary

Justice Mukherjee Commission of Inquiry
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STATUS REPORT
(From 01.08.2000 to 15.08.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/180 dated 01.08.2000.
2. Notice was issued for the next hearing of the Commission to be held on 31.08.2000 at 12.00 noon in the Seminar Hall, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Calcutta 700007. Preparatory steps are being taken for the purpose of ensuing hearing of the Commission.
3. Response is still awaited from the Ministry of Home Affairs, Government of India, to the request of the Commission for providing office space with minimum staff and infrastructure for setting up a small office of the Commission vide d.o. No. JMCI/Admn/99-2000/32 dated 20th April, 2000 of the Secretary, J.M.C.I. addressed to the Joint Secretary (Internal Security), Ministry of Home Affairs, Government of India.
4. The affidavits filed by different Departments / Ministries of Government of India as also the affidavits filed on behalf of Government of West Bengal were processed.
5. Photo copies of different files received from Government of India are being scrutinized.
6. No response was received up to 15th August, 2000 to our reference to the Education Department, Ministry of Human Resource Development, Government of India, as also to different offices of the Government of India, located in Calcutta for furnishing us the particulars of suitable competent persons to undertake the said work of translation on payment of remuneration at the Government approved scales.
7. Of the four unfilled posts, three are expected to be filled up soon by competent persons and the remaining one post is being kept reserved for the small office of the Commission in New Delhi. That post will be filled up as soon as office accommodation in Delhi is available. One room in Vigyan Bhawan, Delhi, is likely to be available.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 16.08.2000 to 31.08.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/199 dated 16.08.2000.
2. Preparatory steps were taken for the purpose of Third Hearing of the Commission which was held on 31.08.2000. A copy of the proceedings will be sent to the Ministry of Home Affairs, Government of India and other Departments / authorities concerned soon.
3. The Fourth Hearing of the Commission will be held on 28.09.2000 at 11.00 A.M. at the venue of the Third Hearing for the purpose of recording evidence of witnesses, if any adduced by the Government and thereafter recording of evidence of some other witnesses.
4. Photo copies / Xerox copies of different files received from Government of India and Government of West Bengal are being scrutinized.
5. No response was received up to 31st August, 2000 to our reference to the Education Department, Ministry of Human Resource Development, Government of India, as also to different offices of Government of India, located in Calcutta for furnishing us the particulars of suitable competent persons to undertake the work of translation from different Indian languages other than Bengali and English, into English on payment of remuneration of the Government approved scales.
6. Ministry of Home Affairs, Government of India, and the Ministry of External Affairs, Government of India were again requested on 18.08.2000 for production of the complete original records of the entire proceedings of Justice Khosla Commission of Inquiry and Shah Nawaz Khan Committee of Inquiry respectively in view of the gross deficiencies and inadequacies of the record / papers already produced by them in this regard. The said records called for are still awaited.
7. Photo copies of 9 (nine) Top Secret files as referred to by the Ministry of External Affairs in their affidavit dated 24.07.2000 are still awaited.
8. General Secretary of the Asiatic Society, Calcutta, was called upon by the Commission on 24.08.2000 to allow Dr. (Mrs.) Purabi Ray to peruse the documents available with the Asiatic Society concerning Netaji Subhas Chandra

Bose and I.N.A., identify the relevant documents and translate on behalf of the Commission those relevant non-English documents (including Russian documents) into English to enable Dr. (Mrs.) Roy to comply with the direction of the Commission in this regard. The Secretary, Human Resource Development, Department of Culture, was also requested on 24.08.2000 to advise the authorities of the Asiatic Society suitably to enable Dr. (Mrs.) Ray to perform the said duty assigned to her by the Commission.

9. Of the 4 (four) unfilled posts, 3 (three) are expected to be filled up soon by competent persons and the remaining one post is being kept reserved for the small office of the Commission in New Delhi since one room of Vigyan Bhawan, New Delhi, has reportedly been allotted to this Commission.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

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STATUS REPORT

(From 01.09.2000 to 15.09 2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/237 dated 01.09.2000.
2. Copies of the proceedings dated 31.08.2000 of the Commission were sent to the concerned Ministries / Departments of the Government of India as also to the Home Department, Government of West Bengal.
3. Preparatory steps have been taken for the purpose of the Fourth Hearing of the Commission to be held on 28.09.2000 at 11.00 a.m. in the Seminar Hall, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Calcutta 700007.
4. Photo copies / Xerox copies of different files received from Government of India and Government of West Bengal are being scrutinized.
5. No response has been received till date to our reference made on 10.05.2000 to the Education Department, Ministry of Human Resource Development, Government of India, as also to different offices of Government of India located in Calcutta for furnishing us particulars of suitable competent persons to undertake the work of translation from different Indian languages other than Bengali and English, into English on payment of remuneration at the Government approved rates.

Ministry of Home Affairs, Government of India, was requested to expedite sending of English version of the Hindi matters sent to them through Shri S.N. Singh under this office letter No. JMCI/Translation/GOC/45/170 dated 19.07.2000 for getting those translated into English on behalf of the Commission.

They were also requested to send English version of all matters written in Hindi or in languages other than English and Bengali which they may send to the Commission in future for necessary action by it.

6. Of the four unfilled posts, the selection of the candidate has been made for the post of Assistant. The remaining three posts including the post kept reserved for the Commission's office in New Delhi are expected to be filled up soon by competent persons.

7: Steps are being taken to engage suitable and experienced Senior and Junior Counsel for the Commission. The Ministry of Home Affairs, Government of India, is going to be moved shortly for necessary financial sanction for that purpose

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

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NETAJI SUBHAS CHANDRA BOSE.

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STATUS REPORT

(From 16.09.2000 to 30.09.2000)

- 1 This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/254 dated 18.09.2000.
- 2 The Fourth Hearing of the Commission was held on 28.09.2000 when two witnesses were examined and cross-examined. No representative / witness on behalf of the Government of India was present at the time of Hearing.
- 3 Photo copies / Xerox copies of different files received from Government of India and Government of West Bengal are being scrutinized.
4. No response has been received till date to our reference made on 10.05.2000 to the Education Department, Ministry of Human Resource Development, Government of India, as also to different offices of Government of India located in Calcutta for furnishing us particulars of suitable competent persons to undertake the work of translation from different Indian languages other than Bengali and English, into English on payment of remuneration at the Government approved rate. They have again been reminded for the purpose.
5. The matters sent to the Ministry of Home Affairs, Govt. of India under this office letter No. JMCI/Translation/-GOC/45/170 dated 19.07.2000 for getting those translated into English are yet to be received back by this office with the English version thereof.
6. Out of four unfilled posts, the posts of Assistant and Zamadar have been filled up during this fortnight. The unfilled post of Typist is expected to be filled up soon by a competent person and the unfilled post of Peon has been kept reserved for the Commission's office in New Delhi which is also expected to be filled up very soon.
7. Shri Bhaskar Sen, Bar-at-Law and Shri Shyama Prosad Sarkar, Bar-at-Law, both Advocates, Calcutta High Court, have been engaged by the Commission as its Senior Counsel and Junior Counsel respectively. A separate proposal is going to be submitted soon to the Ministry of Home Affairs, Government of India, recommending the terms and conditions for their said engagements.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

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STATUS REPORT

(From 01.10.2000 to 15.10.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No..JMCI/Stat.Rept./99-2000/33A/297 dated 03.10.2000.
2. Follow up actions were taken on the 4th hearing of the Commission held on 28.09.2000.
3. No response has been received till date to our reference made on 10.05.2000 to the Education Department, Ministry of Human Resource Development, Government of India, as also to different offices of Government of India located in Calcutta for furnishing us particulars of suitable competent persons to undertake the work of translation from different Indian languages other than Bengali and English, into English on payment of remuneration at the Government approved rate. They have again been reminded for the purpose.
4. The matters sent to the Ministry of Home Affairs, Govt. of India under this office letter No .JMCI/Translation/ -GOC/45/170 dated 19.07.2000 for getting those translated into English are yet to be received back by this office with the English version thereof.
5. Out of the remaining two unfilled posts ,selection of the candidate has been made for the post of Typist while the unfilled post of Peon has been kept reserved for the Commission's office in New Delhi which is also expected to be filled up very soon.

(P. K. Sengupta)
Secretary

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STATUS REPORT
 (From 16.10.2000 to 31.10.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded with this office letter No. JMCI/Stat.Rept./99-2000/33A/296 dated 16.10.2000.
2. Preparatory steps were taken including issuing of Summons to seven witnesses for the purpose of 5th hearing of the Commission which is scheduled to be held at 11.00 A.M. in the Seminar Hall, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Calcutta – 700 007 on 23.11.2000.
3. Approval of the Govt. of India to the appointment of Senior Counsel and Junior Counsel for the Commission was sought for vide our letter Nos. JMCI/Appt. Counsel/2000-2001/63/295 dated October 16,2000 and JMCI /Apptt. Counsel/2000-2001/63/303 dated October 19, 2000, both addressed to the Secretary, Ministry of Home Affairs, Govt. of India.
4. Copies of the Proceedings dated 23.03.2000, 13.06.2000,31.08.2000 and 28.09.2000 of the Commission containing its orders/directions were sent to the Secretary, Ministry of Defence, the Secretary, Cabinet Secretariat the Director General, National Archives and the Joint Secretary (Admn.), R & AW, Govt. of India for their information and compliance . Besides, copies of the said proceedings of the Commission were sent to the Secretaries of Prime Minister's office, Ministry of Home Affairs and Ministry of External Affairs, Govt. of India soon after the date of the respective proceedings.
5. Xerox copies of three Affidavits and two Supplementary Affidavits were sent to the Ministry of Home Affairs, Govt. of India with our letter dated September 20,2000 and xerox copies of three other Affidavits and two Supplementary Affidavits were also sent to the Ministry of Home Affairs, Govt. of India with our letter dated September 22, 2000 through Shri S.N. Singh, S.O., JMCI, stationed in New Delhi. No counter-affidavit responding to the allegations/contentions/averments contained in the aforesaid affidavits has yet been received from the Govt. of India.
6. The vacant post of typist has been filled up.

(P.K. Sengupta)
 Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of
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STATUS REPORT

(From 01.11.2000 to 15.11.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/329 dated 03.11.2000.
2. In terms of the directions of the Commission, summons has been issued to Smt. Saraswati Devi Shukla for recording her testimony at Basti where she resides, on Commission on 18.12.2000 at 11.30 A.M. and intimation of the same has been sent to all deponents.
3. The District Magistrate, Faizabad has been called upon to produce on 18.12.2000 at 11.30 A.M. at Basti at the time of recording the testimony of Smt. Shukla, true copies of the affidavit of the former as also of the documents original of which he has been asked to furnish to the office of the Commission by its letter dated 03.11.2000.
4. Approval of the Ministry of Home Affairs, Government of India to the appointment of Senior Counsel and Junior Counsel for the Commission as sought for in our letters dated October 16, 2000 and October 19, 2000, addressed to the Secretary, Ministry of Home Affairs, Government of India, is still awaited.
5. No representative of the Ministry of Home Affairs, Government of India has yet come to identify before the Commission the documents mentioned in para 3(b)(i) of the proceedings dated September 28, 2000 and prove their authenticity. The documents mentioned in para 3(b)(iii) of the proceedings dated September 28, 2000 have not been produced.
6. An affidavit has been filed on November 13, 2000 by the Secretary, Ministry of Home Affairs, Government of India claiming privilege under Sections 123 and 124 of the Evidence Act and Article 74(2) of the Constitution of India in respect of the contents of the files mentioned in para B(ii) of the proceedings dated August 31, 2000.
7. The complete original records of the proceedings of the Shah Nawaz Khan Committee of Inquiry including the evidence recorded and the documents produced before the said Committee have not yet been sent. However, four letters, one paper cutting, one printed copy of the report of the Committee, one partly torn copy of the statement of one Shri Mathura Malanga Thevor, MLA

- bearing some initials and one full signature purported to be of Shri Thevor, some photographs of witnesses and 407 pages, typed but unauthenticated, purporting to contain statements of some witnesses before the said Committee were received earlier. The Ministry of External Affairs have sent the photocopies of 9 files, in response to orders / directions of the Commission contained in para C(ii) of the proceedings dated August 31, 2000.
8. The Commission has received Xerox copies of Netaji's speech dated 18.08.1945, Secret No.11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, CIS, Bombay Province, and W. Mcwright's letter No.C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi-3. No affidavit has been filed about availability / non-availability of other files / documents specifically mentioned in para (a)(iii) of the proceedings dated March 23, 2000.
 9. The Commission has received Xerox copies of File Nos. 23(156)/51-PM, 23(ii)-56-57 PM, 249-INA, 273-INA, 138-INA, and 265-INA-Pt.I. No affidavit has been filed about availability / non-availability of other files / documents specifically mentioned in para (a)(i) of the proceedings dated March 23, 2000.
 10. No affidavit has been filed on behalf of the Cabinet Secretariat, the National Archives of India and the Research and Analysis Wing, Government of India, who were furnished earlier with Xerox copies of the proceedings dated March 23, 2000, June 13, 2000, August 31, 2000, and September 28, 2000.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
For Inquiry Into the Alleged Disappearance of
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STATUS REPORT
(From 16.11.2000 to 30.11.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/353 dated 21.11.2000.
2. Status Report as on 21.11.2000 (afternoon) showing action taken on/compliance with orders/directions contained in the proceedings dated September 28,2000 read with the proceedings dated March 23, 2000, June 13,2000 and August 31,2000 of Justice Mukherjee Commission of Inquiry, was prepared for the purpose of hearing of the Commission held on 23.11.2000.
3. No representative of the Ministry of Home Affairs, Govt. of India has yet come to identify before the Commission the documents mentioned in para 3(b) (i) of the proceedings dated September 28,2000 and prove their authenticity.
4. The documents mentioned in para 3(b) (iii) of the proceedings dated September 28, 2000 have not been produced.
5. The complete original records of the proceedings of the Shah Nawaz Khan Committee of Inquiry including the evidence recorded and the documents produced before the said Committee have not yet been sent. However, four letters, one paper cutting, one printed copy of the report of the Committee, one partly torn copy of the statement of one Shri Mathura Malanga Thevor, MLA bearing some initials and one full signature purported to be of Shri Thevor, some photographs of witnesses and 407 pages, typed but unauthenticated, purporting to contain statement of some witnesses before the said Committee were received earlier.
6. The Commission has received xerox copies of Netaji's speech dated 18.08.1945, Secret No.11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, CIS, Bombay Province, and W. Mcwright's letter No. C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi -3. No affidavit has been filed about availability/non-availability of other files/documents specifically mentioned in para (a) (iii) of the proceedings dated March 23, 2000.
7. The Commission has received xerox copies of File Nos. 23 (156)/51-PM,23(ii)-56-57 PM, 249-INA,273-INA,138-INA and 265-INA Pt.I. No affidavit has been

filed about availability/non-availability of other files/documents specifically mentioned in para (a) (i) of the proceedings dated March 23, 2000.

8. Intelligence Bureau, Government of India, in their letter dated 27.09.2000 addressed to the Ministry of Home Affairs with a copy endorsed to the Secretary of the Commission have stated inter alia that they have initiated the process of rechecking their old records much of which are on micro-films and have prayed for time till mid-October, 2000 for stating the factual position in respect of availability/non-availability of records pertaining to Netaji/INA, in a sworn and attested affidavit to be filed by them before the Commission. No such affidavit has been filed.
9. The Secretary, Ministry of Defence, Government of India, was called upon on November 7, 2000 to file an affidavit before next hearing on November 23, 2000 to be sworn by a duly authorised Officer of the Ministry of Defence not below the rank of Joint Secretary to the Government of India regarding the availability/non-availability of records/files documents on Netaji Subhas Chandra Bose/I.N.A. (including Red Fort Trial of I.N.A. personnel) in their Ministry and/or under their control. No such affidavit has been filed.
10. No draft programme, to be prepared by the Director General of National Archives of India in consultation with the Ministry of External Affairs, Government of India, has been received as yet for visiting the British Library in London by a joint team of the Commission and the National Archives of India in order to identify the relevant papers/records available there on Netaji Subhas Chandra Bose/INA.
11. In the Commission's letter dated November 1, 2000 addressed to the Ministry of External Affairs, Government of India, with copies endorsed to the Director General of National Archives, the latter has been requested to draw a draft programme in consultation with the former for visiting the British Library in London by a joint team of the Commission and the National Arc hives of India in order to identify the relevant papers/records available there on Netaji Subhas Chandra Bose/I.N.A. The matter is being pursued.
12. The P.M.'s office filed on 30.11.2000 an affidavit dated 29.11.2000 which is under scrutiny.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

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STATUS REPORT

(From 01.12.2000 to 15.12.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/366 dated December 1, 2000.
2. Copies of the proceedings dated 23.11.2000 were sent to the concerned Ministries/Departments of the Government of India as also to the Home Department, Government of West Bengal.
3. Preparatory steps have been taken for the purpose of the Sixth Hearing of the Commission scheduled to be held on December 22, 2000 at 11.00 a.m. in the Seminar Hall,, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Calcutta - 700007.
4. No further documents (or Xerox copies thereof) as called for by the Commission have been received from Government of India during this fortnight.
5. No further affidavits have been filed during this fortnight on behalf of the Government of India.
6. No representative of the Ministry of Home Affairs, Government of India has come as yet to identify before the Commission the documents mentioned in para 3 (b) (i) of the proceedings dated September 28, 2000 and prove their authenticity.
7. No draft programme, to be prepared by the Director General of National Archives of India in consultation with the Ministry of External Affairs, Government of India, has been received as yet for visiting the British Library in London by a joint team of the Commission and the National Archives of India in order to identify the relevant papers/records available there on Netaji Subhas Chandra Bose/INA.
8. Shri S.R. Banerjee, WBHJA (Retd.) Principal Private Secretary of the Commission tendered his resignation which was accepted by the Commission with effect from December 1, 2000 (forenoon).

9. Shri Nisith Kumar Panja, W.B.H.J.S. (Retd.) joined as Principal Private Secretary on December 1, 2000 (forenoon) on being duly appointed by the Commission.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 16.12.2000 to 31.12.2000)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/416 dated 20.12.2000.
2. The Status Report as on 20.12.2000 showing action taken in compliance with orders/directions contained in the proceedings dated 23.11.2000 read with the proceedings dated 23.03.2000, 13.06.2000, 31.08.2000 and 28.09.2000 of Justice Mukherjee Commission of Inquiry was prepared for the purpose of the Sixth Hearing of the Commission which was held on 22.12.2000.
3. Shri V.P. Bhatia, Under Secretary to the Ministry of Home Affairs, Government of India, deposed before the Commission on 22.12.2000. In course of his examination he identified the documents referred to in paragraph 3(b)(i) of the order dated September 28, 2000 of the Commission and proved that those documents were produced from proper custody.
4. The documents mentioned in para 3(b)(iii) of the proceedings dated September 28, 2000 were not produced.
5. The Secretary, Ministry of Defence, Government of India, was called upon November 7, 2000 to file an affidavit before the Hearing of November 23, 2000 to be sworn by a duly authorized Officer of the Ministry of Defence, not below the rank of Joint Secretary to the Government of India, regarding availability / non-availability of records / files / documents on Netaji Subhas Chandra Bose / I.N.A. (including Red Fort Trial of I.N.A. personnel) in their Ministry and / or under their control. No such affidavit was filed.
6. The complete original records of the proceedings of the Shah Nawaz Khan Committee of Inquiry including the evidence of all the witnesses excepting one recorded and almost all the documents produced before the said Committee were not produced.
7. Preparatory steps were taken for examination of Shri Samar Guha on Commission on January 10, 2001, at 1.00 P.M. at his residence at 8/2, Central Park, Jadavpur, Calcutta 700032.

8. The Commission has received Xerox copies of Netaji's speech dated 18.08.1945, Secret No. 11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, CIS, Bombay Province, and W. Mcwright's letter No.C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi-3. No affidavit was filed about availability / non-availability of other files / documents specifically mentioned in para (a)(iii) of the proceedings dated March 23, 2000.
9. The Commission has received Xerox copies of File Nos. 23(156)/51-PM, 23(ii)-56-57 PM, 249-INA, 273-INA, 138-INA and 265-INA Pt.I. No affidavit was filed about availability / non-availability of other files / documents specifically mentioned in para (a)(i) of the proceedings dated March 23, 2000.
10. Intelligence Bureau, Government of India, in their letter dated 27.09.2000 addressed to the Ministry of Home Affairs with a copy endorsed to the Secretary of the Commission stated inter alia that they had initiated the process of rechecking their old records much of which were on Micro-films and prayed for time till mid-October, 2000 for stating the factual position in respect of availability / non-availability of records pertaining to Netaji / INA, in a sworn and attested affidavit to be filed by them before the Commission. No such affidavit was filed.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)
11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.01.2001 to 15.01.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/436 dated 02.01.2001.
2. The Status Report as on 15.01.2001 showing action taken on /compliance with orders / directions contained in the proceedings dated 22.12.2000 read with the proceedings dated 23.03.2000, 13.06.2000, 31.08.2000, 28.09.2000, and 23.11.2000 of Justice M.K. Mukherjee Commission of Inquiry was prepared for the purpose of hearing of the Commission held on 17.01.2001.
3. Shri Samar Guha was examined in full on 10.01.2001 at his residence at 8/2, Central Park, Jadavpur, Calcutta 700032 on Commission when some deponents including Shri Anil Krishna Mukherjee, Dr. Madhusudan Pal and Dr. Susanta Kumar Mitra were present. Shri Guha filed before the Commission at the time of his deposition one affidavit sworn by him and some other documents. He was cross-examined by Shri Tarakeswar Pal, learned Senior Counsel of the Government of India as also by Shri Anil Krishna Mukherjee.
4. A Xerox copy of the letter said to have been sent by General Chiang-Kai-Sheikh to Pandit Jawaharlal Nehru about an inquiry reportedly made by the Government of Nationalist China at Taipei regarding the alleged plane crash involving Netaji along with a Xerox copy of the said Inquiry Report and a Xerox copy of the report dated 31st December, 1945 of Shri B.C. Chakravarty (Witness No.168 before Justice Khosla Commission of Inquiry) on alleged air crash and alleged death of Netaji Subhas Chandra Bose which was counter-signed by Col. Stevenson and sent to the CSDIC as referred to in the published report of the Commission were called for as far back as on 25.08.2000 by the Commission. These are yet to be received in spite of reminders sent.
5. File No.14(13)/FEA/56(Part-A) – Netaji Inquiry Committee Report (evidence of witnesses) – 1956 and File No. 14(13)/FEA/56(Part-B) – Netaji Inquiry Committee Report (evidence of witnesses) – 1956 (Report from the Japanese Government), both said to be in original, were received by the office of the Commission on 12.01.2001 from the Ministry of External Affairs, Government of India. The said two files are under scrutiny.
6. The Commission has received Xerox copies of Netaji's speech dated 18.08.1945, Secret No.11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police,

CIS, Bombay Province, and W. Mcwright's letter No. C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi-3. No affidavit has yet been filed about availability / non-availability of other files / documents specifically mentioned in para (a)(iii) of the proceedings dated March 23, 2000.

7. The Commission has received xerox copies of File Nos. 23(156)/51-PM, 23(ii)-56-57 PM, 249-INA, 138-INA and 265-INA Pt. I. No affidavit has yet been filed about availability/non-availability of other files / documents specifically mentioned in para (a) (i) of the proceedings dated March 23, 2000.
8. Intelligence Bureau, Government of India, in their letter dated 27.09.2000 addressed to the Ministry of Home Affairs with a copy endorsed to the Secretary of the Commission have stated inter alia that they have initiated the process of rechecking their old records much of which are on micro-films and prayed for time till mid-October, 2000 for stating the factual position in respect of availability/non-availability of records pertaining to Netaji/INA, in a sworn and attested affidavit to be filed by them before the Commission. No such affidavit has yet been filed.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 16.01.2001 to 31.01.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/485 dated 22.01.2001.
2. Hearing of the Commission was held on 17.01.2001 and orders were passed on 25.01.2001 in pursuance of the said Hearing.
3. A xerox copy of the letter said to have been sent by General Chiang-Kai-Sheikh to Pandit Jawaharlal Nehru about an inquiry reportedly made by the Government of Nationalist China at Taipei regarding the alleged plane crash involving Netaji along with a xerox copy of the said Inquiry Report and a xerox copy of the report dated 31st December, 1945 of Shri B.C. Chakravarty (Witness No.168 before Justice Khosla Commission of Inquiry) on alleged air crash and alleged death of Netaji Subhas Chandra Bose which was counter-signed by Col. Stevenson and sent to the CSDIC as referred to in the published report of the Commission were called for as far back as on 25.08.2000 by the Commission. These are yet to be received inspite of reminders sent.
4. The Ministry of Home Affairs, Government of India, have prayed for extension of time upto 28.02.2001 for filing affidavit in terms of orders/directions contained in para (vi) of the proceedings dated 22.12.2000.
5. The Commission has received xerox copies of Netaji's speech dated 18.08.1945, Secret No.11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, CIS, Bombay Province, and W. Mcwright's letter No. C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi – 3. No affidaas yet been filed about availability/non-availability of other files/documents specifically mentioned in para (a) (iii) of the proceedings dated March 23, 2000.
6. The Commission has received xerox copies of File Nos. 23(156)/51-PM, 23(ii)-56-57 PM, 249-INA, 273-INA, 138-INA and 265-INA Pt.I. No affidavit has yet been filed about availability/non-availability of other files/documents specifically mentioned in para (a) (i) of the proceedings dated March 23, 2000.

7. Intelligence Bureau, Government of India, in their letter dated 27.09.2000 addressed to the Ministry of Home Affairs with a copy endorsed to the Secretary of the Commission have stated inter alia that they have initiated the process of rechecking their old records much of which are on micro-films and prayed for time till mid-October, 2000 for stating the factual position in respect of availability/non-availability of records pertaining to Netaji/INA, in a sworn and attested affidavit to be filed by them before the Commission. No such affidavit has yet been filed.
8. No affidavit has been filed by the Ministry of Defence, Government of India, as called for in Commission's letter No. JMCI/Meeting-Proceedings (Follows Up)/48 (Vol.II)/335 dated 07.11.2000.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
For Inquiry Into the Alleged Disappearance of
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STATUS REPORT
(From 01.02.2001 to 15.02.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/501 dated 06.02.2001.
2. Summons has been issued to Smt. Lakshmi Sehgal (Ex-INA) for her examination as a witness before the Commission on 28.03.2001. Steps are being taken for issue of summons to some other witnesses for examination as witnesses on the same day.
3. A xerox copy of the letter said to have been sent by General Chiang-Kai-Sheikh to Pandit Jawaharlal Nehru about an inquiry reportedly made by the Government of Nationalist China at Taipei regarding the alleged plane crash involving Netaji along with a xerox copy of the said Inquiry Report and a xerox copy of the report dated 31st December, 1945 of Shri B.C.Chakravarty (Witness No. 168 before Justice Khosla Commission of Inquiry) on alleged air crash and alleged death of Netaji Subhas Chandra Bose which was countersigned by Col. Stevenson and sent to the CSDIC as referred to in the published report of the Commission were called for as far back as on 25.08.2000 by the Commission. These are yet to be received inspite of reminders sent.
4. The Commission has received xerox copies of Netaji's speech dated 18.08.1945, Secret No. 11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, CIS, Bombay Province, and W.Mcwright's letter No. C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi-3. No affidavit has yet been filed by the concerned Departments/Ministries of the Government of India about availability / non-availability of other files / documents specifically mentioned in para (a) (iii) of the proceedings dated March 23, 2000.
5. The Commission has received xerox copies of File Nos. 23(156)/51-PM, 23(II)-56-57 PM, 249-INA, 273-INA, 138-INA and 265-INA Pt. I. No affidavit has yet been filed by the concerned Ministries / Departments of the Government of India about availability / non-availability of other files / documents specifically mentioned in para (a) (i) of the proceedings dated March 23, 2000.

6: Intelligence Bureau, Government of India, in their letter dated 27.09.2000 addressed to the Ministry of Home Affairs, with a copy endorsed to the Secretary of the Commission, stated, inter alia, that they had initiated the process of rechecking their old records much of which are on microfilms and prayed for time till mid-October, 2000 for stating the factual position in respect of availability / non-availability of records pertaining to Netaji / INA in a duly sworn affidavit to be filed by them before the Commission. No such affidavit has yet been filed.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

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STATUS REPORT

(From 16.02.2001 to 28.02.2001)

- 1 This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/525 dated 19.02.,2001.
- 2 Since Smt. Lakshmi Sehgal (Ex.I.N.A.) expressed her difficulty to come over to Calcutta to appear before the Commission as a witness on 28.03.2001 a letter has been sent to her to know where she would like to be examined as a witness on Commission.
- 3 An affidavit dated 27.02.2001 sworn by Smt. Sangita Gairola, Joint Secretary (Internal Security-I), Ministry of Home Affairs, Government of India, was received by the Commission on 28.02.2001 in pursuance of order/directives contained in the proceedings dated 28.09.2000 of the Commission. The said affidavit is under scrutiny.
- 4 Preparatory steps are being taken for the purpose of the next hearing of the Commission scheduled to be held on 28.03.2001.
- 5 The Secretary, Ministry of Defence, Government of India, has again been requested in Commission's letter no. JMCI/Records/N.Delhi/99-2000/37/529 dated 21.02.2001 to make a categorical statement in the form of an affidavit duly sworn by him about existence or non-existence or availability or non-availability of the records of the proceedings of the trial of I.N.A. personnel held at the Red Fort, New Delhi, and to send complete records of the said proceedings, if the same are available. He was also requested to send an attested photo-copy of the manuscript draft history of I.N.A. based on I.N.A. records.
- 6 The Ministry of Home Affairs and the Ministry of Human Resource Development, Government of India, have been requested to send within six weeks, the names of suitable Government employees working under their Ministries for their deputation to this Commission to work as Senior Research Officer, Senior Hindi Translator, etc. keeping in view the respective pay scales sanctioned by the government and the qualifications and experience for each post as stated in our said reference.

7. The proposal for visit of the Commission to U.K. as contained in Commission's letter no. JMCI/DOC (FOR)/99-2000/56/490 dated 31.01.2001 addressed to the Secretary Ministry of External Affairs, Government of India, with a copy endorsed to the Ministry of Home Affairs, Government of India, was further pursued with the Ministry of Home Affairs, Government of India by Commission's letter No. JMCI/DOC(FOR)/99-2000/56/531 dated 22.02.2001, a copy of which was endorsed to the Secretary, Ministry of External Affairs, Government of India. One set of relevant correspondence was made over to the Calcutta Camp office of Sri Ajit Kumar Panja, Hon'b'e Minister of State. Ministry of External Affairs, Government of India, to expedite the said foreign tour of the Commission.
8. Shri Sugata Bose, S/o. late Dr. Sisir Kumar Bose, Professor of TUFTS University, U.S.A. has been requested to send an affidavit duly sworn by him in respect of his contention that there is a strong evidence that Netaji was tragically killed in the air crash in Taipei on 18th August, 1945 and there is absolutely no evidence that Netaji was spotted in a variety of places subsequent to that day. He was also informed that he might be examined as a witness before the Commission during his next visit to India with the request to keep the Commission informed well ahead of his programme of next visit to India.
9. In response to the letter of Shri Nirupam Som (Ex. Commissioner of Police, Calcutta) published in the 'Bartaman', Calcutta edition, a Bengali daily, on 25.02.2001, Shri Som has been requested in Commission's letter No. JMCI/Correspondence (Press)/68/538 dated 28.02.001 to make it convenient to send a report to the Commission as early as possible stating therein elaborately the aspects/matters into which necessity of further probe was allegedly pleaded by late Niharendu Dutta Mazumdar and late Govindalal Mukhoti before the Khosla Commission of Inquiry as also to furnish xerox copies of the supporting documents/papers, if any, in his possession.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

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STATUS REPORT

(From 01.03.2001 to 15.03.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/600 dated 05.03.2001.
2. The programme for recording the evidence of Dr. (Col.) Lakshmi Sehgal on Commission at Kanpur on 26.03.2001, as requested by her, was finalized and all concerned were informed. Subsequently, there had been serious deterioration of the law and order situation in Kanpur. Reportedly, situation there is still very tense and not yet under control. The Under Secretary to the Government of U.P. requested the Commission over telephone to postpone the programme in view of the prevailing law and order situation there. The programme has accordingly been postponed with intimation to all concerned.
3. Extension of time for filing of a supplementary affidavit before the Commission in compliance with its orders / directions dated 25.01.2001 has been granted by the Hon'ble Chairman up to April 30, 2001 in terms of the prayer of the Home Secretary, Ministry of Home Affairs, Government of India, as contained in his letter No. 1/12014/13/2000-IS(D.III) dated 09.03.2001 (vide Commission's letter No. Affidavit/50/2000/629 dated March 14, 2001).
4. Notices have been sent for the next hearing of the Commission on April 4, 2001 (Wednesday), in lieu of 28.03.2001 as mentioned in the last Status Report, when, besides transacting other business, the Commission is likely to record the evidence of two witnesses who have been summoned.
5. Action is still awaited on the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/529 dated 21.02.2001 addressed to the Secretary, Ministry of Defence, Government of India as mentioned in the last Status Report.
6. Different important offices of the Government of India located in Kolkata as also the Ministry of Culture, Department of Education, Ministry of Finance, and Ministry of Law, Government of India, New Delhi, have been requested to send within six weeks, the names of suitable Government employees working under their respective Ministries / Departments for their deputation to this Commission to work as Senior Research Officer, Senior Hindi Translator, etc. keeping in view the respective pay scales sanctioned by the Government and the qualification and experience for each post as stated in our said reference.

7. Response is still awaited to Commission's letter No. JMCI/DOC(FOR)/99-2000/56/503 dated 06.02.2001 addressed to the Secretary, Ministry of External Affairs, Government of India, regarding access of the Commission to peruse relevant documents concerning Netaji Subhas Chandra Bose / Indian National Army lying in different archives of the Russian Union as also in the archives within the residual territory of the erstwhile USSR.
8. The Commission has received Xerox copies of Netaji's speech dated 18.08.1945, Secret No. 11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, CIS, Bombay Province, and W. Mcwright's letter No. C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi-3. No affidavit has yet been filed by the concerned Department / Ministries of the Government of India about availability / non-availability of other files / documents specifically called for in para (a)(iii) of its proceedings dated March 23, 2000.
9. The Commission has received Xerox copies of File Nos. 23(156)/51-PM, 23(II)-56-57 PM, 249-INA, 273-INA, 138-INA and 265-INA Pt.1. No affidavit has yet been filed by the concerned Ministries / Departments of the Government of India about availability / non-availability of other files / documents specifically called for in para (a)(i) of its proceedings dated March 23, 2000.
10. Intelligence Bureau, Government of India, in their letter dated 27.09.2000 addressed to the Ministry of Home Affairs, with a copy endorsed to the Secretary of the Commission, stated, inter alia, that they had initiated the process of rechecking their old records much of which are on microfilms and prayed for time till mid-October, 2000 for stating the factual position in respect of availability / non-availability of records pertaining to Netaji / INA in a duly sworn affidavit to be filed by them before the Commission. No such affidavit has yet been filed.
11. A Xerox copy of the affidavit filed before the Commission by Shri Sankari Prosad Banerjee, ex-Vice Chancellor of Burdwan University and ex-Head of the Department of Philosophy of Calcutta University has been sent by the Commission to the General Secretary, Ramkrishna Mission, Belur Math, Belur, Dist. Howrah, with the request to send their comments on paras 2,3, and 4 of the said affidavit.
12. The attention of Dr. (Mrs.) Purabi Roy has been drawn to the article written by Shri Sudhi Ranjan Sen under the heading, "Find the Money" published in the Hindustan Times, Kolkata, on March 4, 2001 wherein she has been quoted to have referred to M15 Agent who later retired as a Colonel In-Charge of the INA and Dr. (Mrs.) Roy has been requested to furnish to the Commission the name, address, and other relevant particulars of the said M15 Agent.

(P. K. Sengupta)
Secretary

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STATUS REPORT

(From 16.03.2001 to 31.03.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/635 dated 19.03.2001.
2. The Commission has received Xerox copies of Netaji's speech dated 18.08.1945, Secret No. 11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, C.I.S., Bombay Province, and W. Mcwright's letter No. C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi-3. No affidavit has yet been filed by the concerned Departments / Ministries of the Government of India about availability / non-availability of other files / documents specifically called for in para (a)(iii) of its proceedings dated March 23, 2000.
3. Summons were issued on 22.03.2001 to two more persons, viz., Shri Narayan Sanyal, a Bengali writer and Dr. (Capt.) Bipul Kumar Sarkar, Chairman, I.N.A. Association, West Bengal, for their examination as witnesses at the hearing of the Commission held on 04.04.2001. The programme of examination of the said two witnesses was intimated to all concerned.
4. The Secretary, Ministry of Defence, Government of India, has again been requested in Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/529 dated 21.02.2001 to make a categorical statement in the form of an affidavit duly sworn by him about existence or non-existence or availability or non-availability of the records of the proceedings of the trial of I.N.A. personnel held at the Red Fort, New Delhi, and to send complete records of the said proceedings, if the same are available. He was also requested to send an attested photo-copy of the manuscript draft history of I.N.A. based on I.N.A. records which has, however, been received by the Commission on 02.04.2001 and is under scrutiny.
5. A Xerox copy of the report captioned, "Sleeping Bomb lies in Netaji Vault" authored by Shri Chandan Nandy and published in the Telegraph, Calcutta on March 26, 2001 was sent by the Commission to the Cabinet Secretary on 28.03.2001 for his kind perusal and furnishing a detailed report in the matter within a month.
6. The Ministry of External Affairs, Government of India, are yet to send to the Commission any list of exhibits / documents called for by and/or filed before the Shah Nawaz Khan Committee, the exhibits / documents actually filed before the

said Committee as also the complete proceedings incorporating the orders / directions passed by the said Committee from time to time.

7. The Commission has received Xerox copies of File Nos. 23(156)/51-PM, 23(ii)-56-57 PM, 249-INA, 273-INA, 138-INA and 265-INA Pt.I. No affidavit has yet been filed by the concerned Ministries / Departments of the Government of India about availability / non-availability of other files / documents specifically called for in para (a)(i) of its proceedings dated March 23, 2000.
8. List of documents / records / files called for by Justice Khosla Commission and / or produced / made exhibits before it as also the orders / directions made by the said Commission in course of its entire proceedings have not been produced as yet with supporting affidavits. Some documents sent to this Commission do not bear any exhibit marks by the said Commission. Besides, exhibit numbers appear to be left blank in the typed copies of the evidence of different witnesses examined before Justice Khosla Commission which have been sent by the Ministry of Home Affairs, Government of India to this Commission in lieu of signed copies thereof.
9. The Prime Minister's office has not yet filed to the Commission any affidavit, duly sworn, stating (a) details of files / records relevant to the terms of reference of this Commission which are destroyed, (b) why, when and where those were destroyed, and (c) whether copies of the documents contained therein have been kept or maintained as called for in para A(ii) of the proceedings dated 31.08.2000.
10. The Ministry of External Affairs, Government of India, have been informed in Commission's letter dated 27.03.2001 that the Commission proposes to visit London with effect from 10.05.2001 for perusal of documents on Netaji / I.N.A. lying in the British Library, U.K., and examination of important witnesses available in the U.K.
11. The Ministry of External Affairs, Government of India have sent to the Commission with their letter dated 27.03.2001 an up-to-date list of contact addresses of the living Japanese witnesses.
12. The Ministry of Home Affairs, Government of India, have informed in their letter dated March 16, 2001 that they have written to the Indian Mission in Moscow on the basis of Commission's letter No. JMCI/DOC(FOR)/99-2000/56/503 dated 06.02.2001 regarding perusal of documents on Netaji / INA lying in different archives within the territorial limits of the erstwhile USSR.
13. Xerox copies of the affidavits filed before the Commission by (a) Shri Jyotish Chandra Bose and eight others, (b) Shri Subrata Bose and two others, (c) All India Forward Bloc and another, (d) Shri Nirmal Sinha and three others, (e) Shri Madhusudan Pal, and (f) Shri Bijan Ghosh were sent by the Commission to the Secretary, Ministry of Home Affairs, Government of India, in September, 2000,

so that the concerned Ministries / Departments of the Government of India could file within six weeks, their respective counter-affidavits, if any, in respect of the averments / contentions / allegations contained in the aforesaid affidavits. No such counter-affidavit has yet been received.

14. The term of the Commission was extended up to 14.05.2001 by the Government of India under Notification No. S.O.462(E) dated 14.05.2000 of the Ministry of Home Affairs, Government of India, published in the Gazette of India, Extraordinary. In Commission's letter No. JMCI/Admn/99-2000/32/640 dated 21.03.2001, the Ministry of Home Affairs, Government of India, have been requested to take necessary action for extension of the term of the Commission for a further period of one year with effect from 15.05.2001 in view of the facts and circumstances stated in the said letter of the Commission which also refers to the reasons for which the Commission could not take off before December, 1999.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.04.2001 to 15.04.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./-99-2000/33A/08 dated 09.04.2001.
2. Status Report as on 02.04.2001 (forenoon) showing action taken on/compliance with the orders/directions of the Commission including those contained in the proceedings dated 22.12.2000 read with the proceedings dated 23.03.2000, 13.06.2000, 31.08.2000, 28.09.2000 and 23.11.2000 as also the orders dated 25.01.2001 in pursuance of the hearing dated 17.01.2001 of Justice Mukherjee Commission of Inquiry was prepared for the purpose of hearing of the Commission held on 04.04.2001 when, besides transacting other business, the Commission examined in full Shri Narayan Sanyal, a Bengali writer and Dr. (Capt.) Bipul Kumar Sarkar, Chairman, I.N.A. Association West Bengal, as witnesses.
3. No affidavit has yet been filed by the concerned Departments/Ministries of the Government of India, about availability/non-availability of other files/documents, specifically called for by the Commission paras (a) (i) and (iii) of its proceedings dated March 23, 2000 as mentioned in paras 7 and 2 respectively of the Status Report pertaining to the period from 16.03.2001 to 31.03.2001.
4. The Prime Minister's office has not filed to the Commission any affidavit, duly sworn, stating (a) details of files/records relevant to terms of reference of this Commission which are destroyed, (b) why, when and where those were destroyed, and (c) whether copies of the documents contained therein have been kept or maintained as called for in para A (ii) of the proceedings dated 31.08.2000.
5. No affidavit has yet been filed by the Secretary, Ministry of Defence, Government of India, in terms of Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/529 dated 21.02.2001 making a categorical statement about existence or non-existence or availability or non-availability of the records of the proceedings of the trial of I.N.A. personnel held at the Red Fort, New Delhi, not to speak of sending to the Commission the complete records of the said proceedings.
6. The Ministry of External Affairs, Government of India, are yet to send to the Commission any list of exhibits/documents called for by and/or filed before the

Shah Nawaz Khan Committee, the exhibits/documents actually filed before the said Committee as also the complete proceedings incorporating the orders/directions passed by the said Committee from time to time.

7. All the documents/records/files called for by Justice Khosla Commission and/or produced/made exhibits before it as also the orders/directions made by the said Commission in course of its entire proceedings have not been produced to this Commission as yet with supporting affidavits. Some documents of the Khosla Commission sent by the Ministry of Home Affairs, Government of India, to this Commission do not bear any exhibits marks by the Khosla Commission. Besides, exhibit numbers appear to have been left blank in the typed copies of the evidence of different witnesses examined before Justice Khosla Commission which have been sent by the said Ministry to this Commission in lieu of signed copies thereof.
8. Preparatory steps have been taken for examination of five witnesses on Commission in Lucknow on and from 26th April, 2001.
9. The present term of the Commission expires on 14.05.2001. The Ministry of External Affairs, Government of India, has been requested by the Commission to make comprehensive arrangements for its tour for ten consecutive working days in U.K. with effect from 10th May, 2001 in anticipation of extension of the term of the Commission for a further period of one year with effect from 15.05.2001 in view of the facts and circumstances stated in the Commission's letter No. JMCI/Admn/99-2000/32/640 dated 21.03.2001 to the Ministry of Home Affairs, Government of India.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 16.04.2001 to 30.04.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/53 dated 16.04.2001.
2. No affidavit has yet been filed by the concerned Departments/ Ministries of the Government of India, about availability/non-availability of other files/documents, specifically called for by the Commission in paras (a) (i) and (iii) of its proceedings dated March 23, 2000 as mentioned in paras 7 and 2 respectively of the Status Report pertaining to the period from 16.03.2001 to 31.03.2001.
3. The Prime Minister's office has not yet filed to the Commission any affidavit, duly sworn, stating (a) details of files/records relevant to the terms of reference of this Commission which are destroyed, (b) why, when and where those were destroyed, and (c) whether copies of the documents contained therein have been kept or maintained as called for in para A(ii) of the proceedings dated 31.08.2000.
4. No affidavit has yet been filed by the Secretary, Ministry of Defence, Government of India, in terms of Commission's letter No JMCI/Records/ N.Delhi/99-2000/37/529 dated 21.02.2001 making a categorical statement about existence or non-existence or availability or non-availability of the records of the proceedings of the trial of I.N.A. personnel held at the Red Fort, New Delhi, not to speak of sending to the Commission the complete records of the said proceedings.
5. The Ministry of External Affairs, Government of India, are yet to send to the Commission any list of exhibits/documents called for by and/or filed before the Shah Nawaz Khan Committee, the exhibits/documents actually filed before the said Committee as also the complete proceedings incorporating the orders/directions passed by the said Committee from time to time.
6. All the documents/records/files called for by Justice Khosla Commission and/or produced/made exhibits before it as also the orders/directions made by the said Commission in course of its entire proceedings have not been produced to this Commission as yet with supporting affidavits. Some documents of the Khosla Commission sent by the Ministry of Home Affairs, Government of India, to this Commission do not bear any exhibits marks by the Khosla Commission. Besides, exhibit numbers appear to have been left blank in the typed copies of the evidence of different witnesses examined before Justice Khosla Commission

which have been sent by the said Ministry to this Commission in lieu of signed copies thereof.

7. The present terms of the Commission expires on 14.05.2001. The Ministry of External Affairs, Government of India, has been requested by the Commission to make comprehensive arrangements for its tour for ten consecutive working days in U.K. with effect from 10th May, 2001 in anticipation of extension of the terms of the Commission for a further period of one year with effect from 15.05.2001 in view of the facts and circumstances stated in the Commission's letter No.JMCI/Admn/99-2000/32/640 dated 21.03.2001 to the Ministry of Home Affairs, Government of India. The said extension of the terms of the Commission and the said comprehensive arrangements are yet to be made.
8. The following 5 (five) persons were examined as witnesses on Commission at the place and on the date noted against their respective names :

SN	N a m e	Place	Date
1	Dr Jagadamba Prosad Srivastava	V.V.I.P. Guest House, Mahatma Gandhi Marg, Room No. 303. Lucknow, U.P.	26.04.2001
2	Dr. Alokesh Bagchi	-do-	27.04.2001
3	Shri Viswabandhu Tewari	-do-	28.04.2001
4	Shri I.B.Saxena	-do-	28.04.2001
5	Shri Raghuraj Singh Rathore	-do-	28.04.2001

9. A Supplementary affidavit dated April 27, 2001 sworn by the Home Secretary, Government of India, in terms of the orders/directions dated January 25, 2001 of the Hon'ble Chairman has been received on April 30, 2001.
10. The Secretary, Ministry of External Affairs, Government of India, has been requested inter alia in Commission's letter No. JMCI/Overseas-Witness/2000-01/70/30 dated 19.04.2001 to kindly obtain the present address of each of the witnesses appearing in the list annexed to the said letter who have been referred to by Dr. Satyanarayan Sinha in his book titled "Netaji Mystery" and furnish the same to the Commission as the Commission proposes to visit Formosa, Russian Union and some other concerned States created out of erstwhile U.S.S.R. to hold

its hearing and to record evidence of the competent local witnesses who may be interested in the hearing of the Commission and may be willing to depose before the Commission including those whose names appear in the list annexed to the Commission's aforesaid letter dated April 19, 2001.

11. The Secretary, Ministry of External Affairs, has also been requested inter alia in Commission's letter No. JMCI/DOC(FOR)/99-2000/56/49 dated April 27, 2001 to kindly take up with the Government of the U.S.A. the matter of making available to the Commission all classified documents on Netaji Subhas Chandra Bose/I.N.A. in possession of the U.S.A. Government including the declassified C.I.A. documents and Mc.Arther papers on Netaji Subhas Chandra Bose/I.N.A. for scrutiny by or on behalf of the Commission.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.05.2001 to 15.05.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./-99-2000/33A/53 dated 02.05.2001
2. The Commission has received xerox copies of Netaji's speech dated 18.08.1945, Secret No.11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, C.I.S., Bombay Province, and W.Mcwright's letter No. C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi-3. No affidavit has yet been filed by the concerned Departments/Ministries of the Government of India about availability/non-availability of other files/documents specifically called for in para (a) (iii) of the proceedings dated March 23, 2000.
3. The Commission has received xerox copies of File Nos. 23 (156)/51-PM, 23 (ii)-56-57 PM, 249-INA, 273-INA, 138-INA, and 265-INA Pt. I. No affidavit has yet been filed by the concerned Ministries / Departments of the Government of India about availability/non-availability of other files/documents specifically called for in para (a) (i) of its proceedings dated March 23, 2000,
4. The Prime Minister's office has not yet filed before the Commission any affidavit, duly sworn, stating (a) details of files/records relevant to the terms of reference of this Commission which are destroyed, (b) why, when and where those were destroyed, and (c) whether copies of the documents contained therein have been kept or maintained as called for in para A (ii) of the proceedings dated 31.08.2000.
5. No affidavit has yet been filed by the Secretary, Ministry of Defence, Government of India, in terms of Commission's letter No. JMCI/Records/N.Delhi/99-2000.37/529 dated 21.02.2001 making a categorical statement about existence or non-existence or availability or non-availability of the records of the proceedings of the trial of I.N.A. personnel held at the Red Fort, New Delhi, not to speak of sending to the Commission the complete records of the said proceedings.
6. The Ministry of External Affairs, Government of India, are yet to send to the Commission any list of exhibits/documents called for by and/or filed before the Shah Nawaz Khan Committee, the exhibits/documents actually filed before the

said Committee as also the complete proceedings incorporating the orders/directions passed by the said Committee from time to time.

7. All the documents/records/files called for by Justice Khosla Commission and/or produced/made exhibits before it as also the orders/directions made by the said Commission in course of its entire proceedings have not been produced to this Commission as yet with supporting affidavits. Some documents of the Khosla Commission sent by the Ministry of Home Affairs, Government of India, to this Commission do not bear any exhibits marks by the Khosla Commission. Besides, exhibit numbers appear to have been left blank in the typed copies of the evidence of different witnesses examined before Justice Khosla Commission which have been sent by the said Ministry to this Commission in lieu of signed copies thereof.
8. It is learnt that the Government Notification extending the term of the Commission beyond 14.05.2001 is going to be issued. A FAX message has been sent to the Ministry of Home Affairs, Government of India, stating, inter alia, that the functioning of the Commission is being continued with full sanctioned strength of its employees on the assumption that the term of the Commission is being extended with effect from 15.05.2001 by the Government of India as proposed by the Commission in its letter No. JMCI/Admn./99-2000/32/640 dated 21.03.2001.
9. Two files of the Ministry of Home Affairs, Government of India, which contain documents, about which privilege has been claimed by the Home Secretary, have been called back by a Registered letter dated 14.05.2001 to enable the Hon'ble Chairman to appreciate the bonafide of the said claim of privilege of the Home Secretary.
10. Xerox copies of the affidavits filed before the Commission by (a) Shri Jyotish Chandra Bose and eight others, (b) Shri Subrata Bose and two others, (c) All India Forward Bloc and another (d) Shri Nirmal Sinha and three others, (e) Shri Madhusudan Pal, and (f) Shri Bijan Ghosh were sent by the Commission to the Secretary, Ministry of Home Affairs, Government of India, in September, 2000, so that the concerned Ministries/Departments of the Government of India could file within six weeks, their respective counter-affidavits, if any, in respect of the averments/contentions/allegations contained in the aforesaid affidavits. No such counter-affidavit has yet been received.
11. The programme of the Hon'ble Chairman accompanied by the Secretary of the Commission to visit U.K. with effect from 10.05.2001 has to be deferred since the required sanction and the required arrangements to be made by the Government of India in U.K. in connection with the tour could not be got finalised.

12. Sanction of the President was accorded to the creation of additional posts of two Senior Research Officers, one Senior Hindi Translator, one Steno Grade-D, and one L.D.C.-cum-Typist with the condition that those posts are to be filled up on deputation basis only, vide Government Order No. I/12014/2/99-IS (D.III) dated February 2, 2001. The Home Ministry, Government of India was requested in Commission's letter dated 22.02.2001 to send names of suitable, willing deputationists within six weeks. Similar request was made to the Secretaries of Department of Culture, Education Department, Ministry of Finance, Ministry of Law, Government of India, as also to various important Government offices/institutions of Calcutta in Commission's letter dated March 1, 2001. But, unfortunately, no response in this regard has so far been received, save and except an advance copy of the application of an Income Tax Officer in Calcutta expressing his willingness to work on deputation in this Commission as Senior Research Officer. Those authorities have again been reminded on 11.05.2001/15.05.2001. All those posts are urgently required to be filled up in the interest of the work of the Commission.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 16.05.2001 to 31.05.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/80 dated 16.05.2001.
2. Two files of the Ministry of Home Affairs, Government of India, containing and specifying documents in respect of which privilege is claimed by the Home Secretary, have been received back from the Ministry of Home Affairs to enable the Hon'ble Chairman to appreciate the bonafide of such claim.
3. The revised programme of visit of the Commission to U.K. has been sent to the Ministry of Home Affairs, Government of India, in Commission's letter No. JMCI/DOC(FOR)/99-2000/56(Vol.II)/83 dated May 18, 2001, a copy whereof has been endorsed to the Ministry of External Affairs, Government of India.
4. Notices have been sent for the next hearing of the Commission scheduled for June 13, 2001 and summonses have been issued for examination of three witnesses on that date.
5. Summons has been issued to Dr. (Col.) Lakshmi Sehgal, ex-I.N.A. for her examination on commission at Kanpur on June 4, 2001. All concerned have been kept informed of this programme. Postal acknowledgement of the receipt of the summons addressed to Dr. (Col.) Sehgal at her Kanpur residence has been received.
6. A copy of the Notification No.S.O.429(E) dated May 14, 2002 published in the Gazette of India, Extraordinary, dated May 14, 2001 extending the term of the Commission for another year beyond 14.05.2001, has been received by FAX on May 16, 2001. Copy of the Gazette Notification has also been received.
7. The Commission has received xerox copies of Netaji's speech dated 18.08.1945, Secret No.11/INC/45 dated 16.01.1946 of the Deputy Inspector General of Police, C.I.S., Bombay Province, and W. Mcwright's letter No.C-5 dated 19.02.1946 to Intelligence Bureau, H.D. New Delhi - 3. No affidavit has yet been filed by the concerned Departments/Ministries of the Government of India about availability/non-availability of the other files/documents specifically called for in para (a) (iii) of the proceedings dated March 23, 2000.
8. The Commission has received xerox copies of File Nos. 23 (156)/51-PM, 23(ii)-56-57 PM, 249-INA, 273-INA, 138-INA, and 265-INA Pt. I. No affidavit has yet

been filed by the concerned Ministries/Departments of the Government of India about availability /non-availability of other files/documents specifically called for in para (a) (i) of its proceedings dated March 23, 2000.

9. The Prime Minister's office has not yet filed before the Commission any affidavit, duly sworn, stating (a) details of files/records relevant to the terms of reference of this Commission which have been reportedly destroyed, (b) why, when and where were they destroyed, and (c) whether copies of the documents contained therein have been kept or maintained as called for in para A (ii) of the proceedings dated 31.08.2000.
10. No affidavit has yet been filed by the Secretary, Ministry of Defence, Government of India, in terms of Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/529 dated 21.02.2001 making a categorical statement about existence or non-existence or availability or non-availability of the records of the proceedings of the trial of I.N.A. personnel held at the Red Fort, New Delhi, not to speak of sending to the Commission the complete records of the said proceedings.
11. The Ministry of External Affairs, Government of India, are yet to send to the Commission the list of exhibits/documents called for by and/or filed before the Shah Nawaz Khan Committee, the exhibits/documents actually filed before the said Committee as also the complete proceedings incorporating the orders/directions passed by the said Committee from time to time.
12. All the documents/records/files called for by Justice Khosla Commission and/or produced /made exhibits before it as also the orders/directions made by the said Commission in course its entire proceedings have not been produced before this Commission as yet with supporting affidavits. Some documents of the Khosla Commission sent by the Ministry of Home Affairs, Government of India, to this Commission do not bear any exhibit marks by the Khosla Commission. Besides, exhibit numbers appear to have been left blank in the typed copies of the evidence of different witnesses examined before Justice Khosla Commission which have been sent by the said Ministry to this Commission in lieu of signed copies thereof.
13. A xerox copy of the affidavit dated March 3, 2000 filed by Shri Usha Ranjan Bhattacharya, along with one copy of the book authored by him titled, "Netaji was murdered in Red Fort" was sent to the Ministry of Home Affairs and the Ministry of External Affairs, Government of India, under Commission's letter Nos. JMCI/Affidavits-Averments (Follow-Up)/67/127 and No. JMCI/Affidavits-Averments (Follow - Up)/67/128, both dated 30.05.2001 respectively for information and necessary action of the Government of India in their concerned Ministries/Departments so that they may file their respective counter-affidavits, if any, within six weeks from the date of receipt of the letters concerned.

14. Xerox copies of the affidavits filed before the Commission by (a) Shri Jyotish Chandra Bose and eight others, (b) Shri Subrata Bose and two others, (c) All India Forward Bloc and another, (d) Shri Nirmal Sinha and three others, (e) Shri Madhusudan Pal, and (f) Shri Bijan Ghosh were sent by the Commission to the Secretary, Ministry of Home Affairs, Government of India, in September, 2000, so that the concerned Ministries/Departments of the Government of India could file within six weeks, their respective counter-affidavits, if any, in respect of the averments/contentions/allegations contained in the aforesaid affidavits. No such counter-affidavit has yet been received. Shri Nandalal Chakravarty, one of the co-deponents of the affidavit/supplementary affidavits filed on behalf of Shri Jyotish Chandra Bose and eight others, has filed a petition dated May 25, 2001 with an enclosure thereto wherein he has mentioned various documents referred to in their aforesaid affidavit/supplementary affidavits and urged upon the Commission to take immediate steps for production of those documents by the appropriate authorities as the said documents, as claimed by the said deponents, has significant bearing on the issues for the consideration of the Commission. Accordingly, Ministry of Home Affairs, Government of India, have been requested in Commission's letter No. JMCI/Affidavit-Averments (Follow-Up)/2000-2001/67/132 dated May 30, 2001 to furnish the original or authenticated copies of the documents mentioned in the said petition and its enclosures filed by Shri Nandalal Chakravarty, xerox copies of which has been enclosed with the Commission's said letter dated May 30, 2001.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.06.2001 to 15.06.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/142 dated 01.06.2001.
2. The Status Report as on 11.06.2001 was prepared showing action taken on / compliance with the orders / directions of the Commission including those contained in proceedings dated 04.04.2001 read with the proceedings dated 23.03.2000, 13.06.2000, 31.08.2000, 28.09.2000, 23.11.2000, and 22.12.2000 as also orders dated 25.01.2001 in pursuance of the hearing dated 17.01.2001 of Justice M.K. Mukherjee Commission of Inquiry. A Xerox copy of the said Status Report is enclosed.
3. The Commission held its hearing on 13.06.2001 when Shri Ashoke Ghosh, General Secretary of All India Forward Bloc, Bengal Committee, and Mr. Mubarak Mazdoor, one of the deponents were examined. Sm. Prabha Jagannathan, a correspondent of Economic Times, New Delhi, did not turn up on receipt of the summons. She has verbally prayed for a date.
4. Dr. (Col.) Lakshmi Sehgal, Ex-INA, was examined on Commission on June 4, 2001 at Kanpur by Shri P.K. Sengupta, Secretary of the Commission in the presence of some of the deponents including Shri V.P. Saini, Dr. Alokesh Bagchi, Shri Anil Krishna Mukherjee of All India Forward Bloc, and Shri Subrata Bose all of whom cross-examined her.
5. The files (two files) of the Ministry of Home Affairs, Government of India, which contain documents about which privilege has been claimed by the Home Secretary have been received back on call. In his order dated June 7, 2001, the Hon'ble Chairman has observed that appropriate orders regarding the said claim of privilege of the Home Secretary will be passed after the declassified documents / records at the British Library, London, are perused and the witnesses available in the U.K. are examined during his visit to U.K. in July, 2001.
6. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter dated June 1, 2001 to ensure expeditious action for sending to the Commission the remaining files / documents, out of those mentioned in paras (a)(i) and (a)(iii) of the proceedings dated March 23, 2000 of the Commission, along with supporting affidavits by the concerned Ministries /

Departments of the Government of India, as also for sending to the Commission an interim "Action Taken Report" within four weeks from the date of receipt of the letter.

7. In terms of the orders / directions contained in para B(i) of the proceedings dated August 31, 2000 of the Commission, the Secretary, Ministry of Home Affairs, Government of India, has again been requested by Commission's letter dated June 1, 2001 that all the documents / records / files actually produced / filed / made exhibits before Justice Khosla Commission are required to be produced before this Commission immediately along with the supporting affidavits. He has also been requested to send to the Commission an interim "Action Taken Report" within four weeks from the date of receipt of the letter.
8. In terms of the orders / directions contained in para B.5 of the proceedings dated November 23, 2000 of the Commission, the Secretary, Ministry of External Affairs, Government of India, has again been requested by Commission's letter dated June 1, 2001 that all the exhibits / documents / records called for by and/or filed before the Shah Nawaz Khan Committee should be filed before this Commission immediately with the supporting affidavits. He has also been requested to send to the Commission an interim "Action Taken Report" in the matter within four weeks from the date of receipt of the letter.
9. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter dated June 1, 2001 to advise the Intelligence Bureau to file their requisite affidavit without any further avoidable delay and if the process of rechecking is yet to be completed by the Intelligence Bureau, they should submit an interim report stating clearly when they will file their duly sworn affidavit. The Secretary has also been requested to send to the Commission as quickly as possible a transcribed copy of the Micro-Film of the records given to the Shah Nawaz Khan Committee.
10. By Commission's letter dated June 1, 2001, the Joint Secretary (I.S.), Ministry of Home Affairs, Government of India, has been requested with reference to her affidavit dated February 27, 2001 to send to the Commission immediately after due authentication the documents available with the Government of India out of the documents called for by the Commission in terms of its orders / directions contained in para 3(b)(iii) of its proceedings dated September 28, 2000.
11. In terms of the orders / direction contained in para A(ii) of the proceedings dated August 31, 2000 of the Commission, the Secretary of the Prime Minister's office, Government of India, has again been requested by Commission's letter dated June 1, 2001 to arrange to file before the Commission immediately an affidavit, duly sworn, stating :
 - (a) Whether any of the files / records relevant to the terms of reference of this Commission has been destroyed;

- (b) If any such files / records have been destroyed –
- i) the details thereof;
 - ii) the reasons for such destruction;
 - iii) the date(s) when those were destroyed;
 - iv) the place where those were destroyed; and
 - v) whether copies of the documents contained in those destroyed files / records have been kept or maintained and if not, the reasons therefor.

He has also been requested to send to the Commission an interim "Action Taken Report" in the matter within four weeks from the date of receipt of the letter.

- 12 Preparatory steps have been taken for examination of six witnesses on Commission at Sheopurkalan, M.P. in the middle of July, 2001 by the Principal Private Secretary on being appointed Commissioner for the purpose by the Hon'ble Chairman.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 16.06.2001 to 30.06.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/164 dated 20.06.2001.
2. A copy of the proceedings dated June 13, 2001 of the Commission has been sent to the Secretaries, Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's office, Defence Department, and Cabinet Secretariat, Government of India, for information and necessary action / compliance.
3. A copy of the Status Report as on June 11, 2001 showing therein the action taken on / compliance with the orders / directions of the Commission has been sent to them for their perusal and necessary action.
4. In Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.II)/173(5) dated June 28, 2001, it has been stated, inter alia, that the Hon'ble Chairman has desired that the orders / directions contained in the proceedings dated June 13, 2001 of the Commission and those referred to in the Status Report as on June 11, 2001 are to be complied with by the concerned Departments / Ministries of the Government of India and that their respective supporting affidavits duly sworn by the competent Officer, not below the rank of Joint Secretary, Government of India, should be filed by July 31, 2001.
5. The required clearance and sanction of the Government of India including financial sanction, for the visit of the Commission to the U.K. with effect from July 7, 2001 have not yet been received in spite of close persuasion.
6. Under Government Order No. I/12014/2/99-IS(D.III) dated February 2, 2001, sanction of the President was accorded to the creation of additional posts of two Senior Research Officers, one Senior Hindi Translator, one Steno Grade-D and one L.D.C.-cum-typist on the condition that those posts have to be filled up on deputation basis only. The Home Ministry of Government of India was requested in Commission's letter dated 22.02.2001 to send the names of suitable willing deputationists for those posts within six weeks. Similar request was made to the Secretaries, Department of Culture, Education Department, Ministry of Finance, and Ministry of Law, Government of India, as also to various important Government Offices / Institutions in Calcutta, in Commission's letter dated March 1, 2001. Reminders were sent to them on 11.05.2001 / 28.05.2001. But

unfortunately no response has yet been received from any of the aforesaid Ministries / Departments / Offices / Institutions. All those posts are urgently required to be filled up in the interest of the work of the Commission which is to be completed within a specific time-frame and the present term of the Commission expires on 14.05.2002. Hence in Commission's letter No. JMCI/Admn/99-2000/32(Vol.II)/171 dated June 27, 2001 addressed to the Joint Secretary (IS), Ministry of Home Affairs, Government of India, it has been requested to kindly relax the condition of deputation so that the Commission may fill up those sanctioned additional posts by suitable qualified candidates, either retired, or aged 45 years or above without any further delay.

7. References have been made to some authors / editors of some printed materials soliciting some additional relevant information from them and requesting them to furnish to the Commission some relevant papers in support of the contentions of those
Printed matters.
8. There has been no development in the matters dealt within paras 9 and 10 of the preceding Status Report (from 01.06.2001 to 15.06.2001).
9. The Secretaries, Ministry of Home Affairs, and Prime Minister's Office, Government of India, have been requested separately to furnish to the Commission within six weeks from the date of receipt of the letter, attested Xerox copies of all those "further contemporary official documentary records" which were admitted to have become available to the Government of India by the Prime Minister on August 28, 1978 on the floor of Parliament as it appears from the copy of the pages 455 and 456 of the Parliamentary Proceedings dated August 28, 1978.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
 'B' Block, (Third Floor)
 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
 (From 01.07.2001 to 31.07.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/180 dated July 2, 2001.
2. Shri N.K. Panja, Principal Private Secretary, on being appointed Commissioner by the Commission, has recorded the evidence of six witnesses at Sheopurkalan, Madhya Pradesh, during the period from 13.07.2001 to 16.07.2001, of them five witnesses have been cross-examined by Shri Anil Mukherjee on behalf of self and All India Forward Bloc.
3. Shri N.K. Panja, Principal Private Secretary, on being appointed Commissioner by the Commission, has drawn up his programme for recording evidence of eleven witnesses at Faizabad with effect from August 8, 2001 and all concerned have been kept informed of the said programme.
4. The Hon'ble Chairman and the Secretary of the Commission left for U.K. on July 16, 2001 and came back on July 30, 2001 after completion of their job there as per their revised programme. Sm. Dey, Assistant Director of the National Archives of India also went to London on July 20, 2001 and worked as a member of their team thereafter. She has been advised by the Hon'ble Chairman to utilise her sanctioned period of stay in London to take necessary steps for obtaining micro films / micro fiches / Xerox copies of relevant documents and papers in the files studied in the British Library and the Public Records Office by the Hon'ble Chairman. A list of such documents and files were given to her before the Hon'ble Chairman left London for Calcutta.
5. The request for relaxation of the condition of deputation regarding filling up of the additional sanctioned posts contained in Commission's letter No. JMCI/Admn/99-2000/32(Vol.II)/171 dated June 27, 2001 does not appear to have been granted as yet by the Ministry of Home Affairs, Government of India. Consequently, those additional posts which are urgently required to be filled up without any further loss of time in the interest of the work of the Commission are still lying vacant though those additional posts were sanctioned under G.O. No. I/12014/2/99-IS(D.III) dated February 2, 2001.
6. An Action Taken Report as sought for under Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.II)/161(5) dated June 19, 2001

has been sent to the Commission by the Ministry of Home Affairs, Government of India, with their letter No. I/12014/6/2001-IS(D.III) dated July 17, 2001.

7. The reply of the Ministry of External Affairs, Government of India, has been received vide their letter No. 25/4/NGO-EOL(VI) dated July 5, 2001 in response to Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.II)/161(5) dated June 19, 2001.
8. An affidavit dated July 27, 2001 has been filed by Shri Jarnail Singh, Joint Secretary, Prime Minister's Office, Government of India, in compliance with the orders / directions of the Commission as passed in the proceedings held on 31.08.2000 and 28.09.2000 as also in response to the Commission's letter dated June 1, 2001.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.08.2001 to 15.08.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/229 dated August 1, 2001.
2. Shri N.K. Panja, Principal Private Secretary on being appointed Commissioner by the Commission, has gone to Faizabad for recording evidence of eleven witnesses at Faizabad with effect from August 8, 2001.
3. The request for relaxation of the condition of deputation regarding filling up of the additional sanctioned posts contained in Commission's letter No. JMCI/Admn/99-2000/32 (Vol.II)/171 dated June 27, 2001 had been lying with the Ministry of Home Affairs, Government of India without any reply to the request. Consequently, those additional posts which were urgently required to be filled up in the interest of the work of the Commission are still lying vacant though those additional posts were sanctioned under G.O. No.I/12014/2/99-IS(DIII) dated February 2, 2001. After the draft report was prepared by a Fax message dated 14.08.2001 (received on 16.08.2001, 15.08.2001 being a holiday) the Ministry of Home Affairs have informed that the request of the Commission has been acceded to and the condition of filling up the posts on deputation has been relaxed permitting the Commission to fill up the posts by appointing suitable eligible persons on contract basis, subject, however, to certain conditions specified in the Fax message. Steps are being taken to fill up the posts.
4. All preparatory steps have been taken for holding the hearing of the Commission on 22.08.2001 at 11.00 a.m. in the Seminar Hall, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Calcutta, and summons have been issued to six witnesses including Shri Pronab Kumar Mukherjee, ex-Minister of External Affairs, Government of India, asking them to appear before the Commission at the time of the said hearing.
5. The Hon'ble Chairman discussed with the Hon'ble Home Minister on 13.08.2001 at his chamber in the Parliament House, New Delhi, and requested him to take up the following action to facilitate proper inquiry by the Commission :
 - (a) The Government of U.K. be requested to make accessible to the Commission all relevant classified documents on Subhas Chandra Bose now being retained in Foreign and Commonwealth Office, London, as also

- in other Offices / Agencies, if any, of the Government of U.K. with liberty to the Commission to take necessary Xerox copies / Micro Films / Micro Fiches thereof.
- (b) The U.S. Government be requested to make available to the Commission all documents whether unclassified / declassified / classified relating to Netaji Subhas Chandra Bose lying with the U.S. Government and/or its agencies with liberty to the Commission to take necessary Xerox copies / Micro films / Micro fiches thereof.
- (c) The Government of the Russian Union as also the Government of the residual territories of the erstwhile USSR be moved so that the relevant documents concerning Netaji Subhas Chandra Bose lying in their different archives are made accessible to the Commission with liberty to the Commission to take necessary Xerox copies / Microfilms / Micro fiches thereof.
6. In course of the said discussion of the Hon'ble Chairman with the Hon'ble Home Minister on 13.08.2001, the Hon'ble Chairman requested for making available to the Commission authenticated Xerox copies of all those "further contemporary official documentary records which have also become available" concerning Netaji Subhas Chandra Bose, as declared by Late Morarji Desai, the then Prime Minister of India, in the floor of the Parliament on August 28, 1978.
7. The Hon'ble Chairman was also pleased to pursue the following establishment matters pending with the Ministry of Home Affairs, Government of India, during his visit to New Delhi on 13.08.2001 / 14.08.2001.
- (i) Admissibility of L.T.C. and reimbursement of medical expenses of Shri P.K. Sengupta, Secretary;
- (ii) Entitlement of Shri P.K. Sengupta, Secretary to the Club / Business Class in Air-India;
- (iii) Enhancement of salaries of Shri Radheshyam Pal, Private Secretary and Shri Dulal Kumar Mitra, Typist who is being utilized as a Stenographer.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 16.08.2001 to 31.08.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat.Rept./99-2000/33A/260 dated August 16, 2001.
2. Shri N.K. Panja, Principal Private Secretary, on being appointed Commissioner by the Commission, completed examination of 12 (twelve) witnesses on Commission at Faizabad on August 16, 2001.
3. Some preparatory steps have been taken for holding the next hearing of the Commission in Vigyan Bhavan, New Delhi, on 15, 16, and 17 October, 2001.
4. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.II)/274 dated August 23, 2001 to let the Commission know, within six weeks from the date of receipt of the letter, which of the files / records / documents mentioned in paras (a)(i) and (a)(iii) of the proceedings dated March 23, 2001 of the Commission pertain to the Prime Minister's Office, which of them pertain to the Ministry of Defence and which of them pertain to the Ministry of External Affairs, Government of India, to enable the Commission to take further action in the matter.
5. The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.II)/272 dated August 23, 2001 to kindly arrange to locate further records of the Shah Nawaz Khan Committee and send them to the Commission expeditiously.
6. The Director General of the National Archives of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.II)/271 dated August 23, 2001 to report to the Commission immediately whether Micro-films of Mountbatten and Wavel papers are available in the National Archives of India and, if available, to send to the Commission authenticated Xerox copies thereof as quickly as possible.
7. The Secretary, Cabinet Secretariat, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(III)/266 dated August 20, 2001 to furnish authenticated true copies of all the papers / documents on "investigation into the circumstances leading to the death of Netaji Subhas Chandra

- Bose" pertaining to the P.M.O.'s file No. 12(226)-56/PM within eight weeks from the date of receipt of the letter.
8. The Secretary, Cabinet Secretariat, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(III)/264 dated August 20, 2001 to send to the Commission within eight weeks from the date of receipt of the letter authenticated true copies of the files / documents which are available in the Cabinet Secretariat as stated in paras 3(i), (iii), (v), (vi) and (viii) of the affidavit dated February 27, 2001 of Ms. Sangeeta Gairola, Joint Secretary, Ministry of Home Affairs, Government of India.
 9. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(III)/263 dated August 20, 2001 to send to the Commission within eight weeks from the date of receipt of the letter, the three files which have subsequently been located as stated in paras 4(i), (ii), and (iii).
 10. In Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.III)/262 dated August 20, 2001 addressed to the Secretary, Ministry of Home Affairs, Government of India, it has been pointed out that neither the original records of the day to day proceedings of Justice Khosla Commission of Inquiry nor any authenticated copy thereof has yet been received by the Commission. He has been requested therein to ensure more vigorous efforts to locate all the remaining records pertaining to the Justice Khosla Commission of Inquiry including the documents presented before the said Commission, the documents not received by it in spite of its requisition and the documents which were made exhibits before it and to make all those records / documents available to this Commission as quickly as possible as those are essentially required by this Commission for the purpose of its inquiry.
 11. In pursuance of the Hon'ble Chairman's discussions with the Hon'ble Home Minister on 13.08.2001, the Hon'ble Chairman wrote a d.o. letter bearing No. JMCI/DOC (FOR)/99-2000/56(Vol.II)/267 dated August 21, 2001 to the Hon'ble Minister of External Affairs, Government of India, requesting him to kindly persuade the Governments of the U.K., the U.S.A., Japan, Taiwan, Russia and the States which were within the erstwhile USSR to make available to the Commission all records and documents, both open and classified, relating to Netaji Subhas Chandra Bose which may be in their possession and / or under their control and to extend all help and facilities to the Commission to enable it to record evidence of witnesses, if any, available in the respective countries.
 12. Late Morarji Desai, the then Prime Minister of India, declared, inter alia, in the floor of Parliament on August 28, 1978 that "Further contemporary official documentary records have also become available" concerning Netaji Subhas Chandra Bose. The Secretary, Ministry of Home Affairs, Government of India, by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/177 dated June 29, 2001 has been requested to ensure production of duly attested Xerox copies of all those

"further contemporary official documentary records" before this Commission within six weeks from the date of receipt of the letter. No response has yet been received from the Ministry of Home Affairs, Government of India. In course of the discussion of the Hon'ble Chairman with the Hon'ble Home Minister on 13.08.2001, the Hon'ble Chairman also requested for making available to the Commission authenticated Xerox copies of all those "further contemporary official documentary records which have also become available" concerning Netaji Subhas Chandra Bose. Those documents / records are yet to be received.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.09.2001 to 30.09.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No. JMCI/Stat. Rept./99-2000/33A/292 dated 12.09.2001
2. All preparatory steps have been taken for holding the next hearing of the Commission in the Committee Room 'C', Vigyan Bhavan Annexe, New Delhi, on 15th and 16th October, 2001 and summonses have been issued for examination of 13 (thirteen) witnesses before the Commission during the said hearing.
3. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.II) /274 dated August 23, 2001 to let the Commission know, within six weeks from the date of the receipt of the letter, which of the files/records/documents mentioned in paras (a) (i) and (a) (iii) of the proceedings dated March 23, 2001 of the Commission pertain to the Prime Minister's office, which of them pertain to the Ministry of Defence and which of them pertain to the Ministry of External Affairs, Government of India, to enable the Commission to take further action in the matter. No reply has yet been received from the Ministry of Home Affairs, Government of India.
4. The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.II) /272 dated August 23, 2001 to kindly arrange to locate further records of the Shah Nawaz Khan Committee and send them to the Commission expeditiously. The response of the Ministry of External Affairs, Government of India, in the matter is still awaited.
5. The Director General of the National Archives of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.II)/271 dated August 23, 2001 to report to the Commission immediately whether Micro-films of Mountbatten and Wavel papers are available in the National Archives of India and, if available, to send to the Commission authenticated xerox copies thereof as quickly as possible. The response of the National Archives of India, Govt. of India, in the matter is still awaited.

6. In Commission's letter No.JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.III)/262 dated August 20,2001 addressed to the Secretary, Ministry of Home Affairs, Government of India, it has been pointed out that neither the original records of the day-to-day proceedings of Justice Khosla Commission of Inquiry for any authenticated copy thereof has yet been received by the Commission. He has been requested therein to ensure more vigorous efforts to locate all the remaining records pertaining to the Justice Khosla Commission of Inquiry including the documents presented before the said Commission, the documents not received by it in spite of its requisition and the documents which were made exhibits before it and to make all those records/documents available to this Commission as quickly as possible as those are essentially required by this Commission for the purpose of its inquiry. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.
7. In pursuance of the Hon'ble Chairman's discussions with the Hon'ble Home Minister on 13.08.2001, the Hon'ble Chairman wrote a D.O. letter bearing No. JMCI/Doc/(FOR)/99-2000/56 (Vol.II)/267 dated August 21, 2001 to the Hon'ble Minister of External Affairs, Government of India, requesting him to kindly persuade the Governments of the U.K., the U.S.A., Japan, Taiwan, Russia and the States which were within the erstwhile USSR to make available to the Commission all records and documents, both open and classified, relating to Netaji Subhas Chandra Bose which may be in their possession and/or under their control and to extend all help and facilities to the Commission to enable it to record evidence of witnesses, if any, available in the respective countries. The response of the Ministry of External Affairs, Government of India, in the matter is still awaited.
8. Late Morarji Desai, the then Prime Minister of India, declared inter alia in the floor of Parliament on August 28, 1978 that " Further contemporary official documentary records.....have also become available" concerning Netaji Subhas Chandra Bose. The Secretary, Ministry of Home Affairs, Government of India, by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/177 dated June 29, 2001 has been requested to ensure production of duly attested xerox copies of all those " further contemporary official documentary records" before this Commission within six weeks from the date of receipt of the letter. In course of the discussion of the Hon'ble Chairman with the Hon'ble Home Minister on 13.08.2001, the Hon'ble Chairman also requested for making available to the Commission authenticated xerox copies of all those "further contemporary official documentary records which have also become available" concerning Netaji Subhas Chandra Bose. A reminder was sent to the Secretary, Ministry of Home Affairs, Government of India, vide Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/307 dated September 18, 2001. Those documents/records are yet to be received.
9. The report and the affidavit, as called for from the Ministry of Home Affairs, Government of India, in Commission's letter No.JMCI/Affidavit-Averments

(Follow Up)/2000-2001/67/228 dated August 1, 2001 read with its letter No. JMCI/Affidavit Averments/(Follow Up)/2000-2001/67/320 dated September 20,2001, have not yet been received.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.10.2001 to 31.10.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under this office letter No.JMCI/Stat.Rept./99-2000/33A/343 dated 05.10.2001.
2. The Commission held its hearing in the Committee Room 'C', Vigyan Bhavan Annexe, New Delhi, on 15th, 16th and 17th October, 2001 and examined 9 (nine) witnesses during the said hearing.
3. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.II)/274 dated August 23, 2001 to let the Commission know, within six weeks from the date of the receipt of the letter, which of the files/records/documents mentioned in paras (a) (i) and (a) (iii) of the proceedings dated March 23, 2001 of the Commission pertain to the Prime Minister's office, which of them pertain to the Ministry of Defence and which of them pertain to the Ministry of External Affairs, Government of India, to enable the Commission to take further action in the matter. No reply has yet been received from the Ministry of Home Affairs, Government of India.
4. The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.II)/272 dated August 23, 2001 to kindly arrange to locate further records of the Shah Nawaz Khan Committee and send them to the Commission expeditiously. The response of the Ministry of External Affairs, Government of India, in the matter is still awaited.
5. The Director General of the National Archives of India, was requested by Commission's letter No. JMCI/Meetings-Proceedings (Follow Up)/48(Vol.II)/271 dated August 23, 2001 to report to the Commission immediately whether Micro-films of Mountbatten and Wavel papers were available in the National Arc hives of India and, if available, to send to the Commission authenticated xerox copies thereof as quickly as possible. The d.o. letter No.F.9-2(5)/2001-PA dated October 16, 2001 of Shri Baqar, Deputy Director of National Archives received at the office of the Commission on October 22, 2001, in reply to the above-quoted letter, states, inter alia that 'some restrictions have been imposed on Mountbatten and Wavel collection by the India Office Library and Records, London, that ' it would not be possible to provide copies of complete series without the

- permission of the British Library, London; that 'Hon'ble Justice Mukherjee Commission of Inquiry may consider deputation of their representative for consulting Micro-film rolls of Mounbatten and Wavel papers in the National Archives of India' and that 'all facilities will be provided by the National Archives as per rules'. The matter is being examined.
6. In Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.III)/262 dated August 20, 2001 addressed to the Secretary, Ministry of Home Affairs, Government of India, it has been pointed out that neither the original records of the day-to-day proceedings of Justice Khosla Commission of Inquiry nor any authenticated copy thereof has yet been received by the Commission. He has been requested therein to ensure more vigorous efforts to locate all the remaining records pertaining to the Justice Khosla Commission of Inquiry including the documents presented before the said Commission, the documents not received by it in spite of its requisition and the documents which were made exhibits before it and to make all those records/documents available to this Commission as quickly as possible as those are essentially required by this Commission for the purpose of its inquiry. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.
 7. (a) D.O. letter No.25/4/NGO-Vol.VI dated September 26, 2001 has been received from the Hon'ble Minister of External Affairs, Government of India, in reply to the Hon'ble Chairman's d.o. letter No. JMCI/DOC(FOR)/99-2000/56 (Vol.II)/267 dated August 21, 2001 regarding inspection of documents relating to Netaji Subhas Chandra Bose stated to be lying in different foreign countries. In this communication the Hon'ble Minister has stated that the points raised in the Hon'ble Chairman's letter have been taken up with the diplomatic mission of India in the countries concerned and that they (Ministry of External Affairs) would keep the Commission informed about the outcome of their efforts in this regard. Further communication in the matter is awaited by the Commission.
 - (b) The Ministry of External Affairs, Government of India, with their d.o. letter No. 25/4/NGO-Vol.VI dated October 1, 2001 has sent to the Commission some xerox copies written in Russian along with their English translation which have been sent to them by the Russian Foreign Office through the Indian Mission in Moscow stating those to be "all available documents received from different Archives in the Russian Federation". The said d.o.letter and its enclosures have been received by the Commission on October 8, 2001 and are being scrutinized.
 8. Late Morarji Desai, the then Prime Minister of India, declared inter alia in the floor of Parliament on August 28, 1978 that "Further contemporary official documentary records.....have also become available" concerning Netaji Subhas Chandra Bose. The Secretary, Ministry of Home Affairs, Government of India,

by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/177 dated June 29, 2001 has been requested to ensure production of duly attested xerox copies of all those "further contemporary official documentary records" before this Commission within six weeks from the date of receipt of the letter. In course of the discussion of the Hon'ble Chairman with the Hon'ble Home Minister on 13.08.2001, the Hon'ble Chairman also requested for making available to the Commission authenticated xerox copies of all those "further contemporary official documentary records which have also become available" concerning Netaji Subhas Chandra Bose. A reminder was sent to the Secretary, Ministry of Home Affairs, Government of India, vide Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/307 dated September 18, 2001. Those documents / records are yet to be received.

9. The Secretary, Ministry of External Affairs, Government of India, has been requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/375 dated 22.10.2001 to send as early as possible an authenticated true copy of the reply of the U.N. Secretariat to the purported formal request of the Permanent Mission of India, New York, made to the U.N. Secretariat and authenticated true copies of the documents based on which Indian Mission in Tokyo sent their confirmation as stated in the letter No. U II/103/1/98 dated October 15, 2001 of the Director, Ministry of External Affairs, Government of India.
10. The Ministry of Home Affairs, Government of India, by Commission's letter No. JMCI/Affidavit-Averment (Follow Up)/2000-2001/67/132 dated May 30, 2001 was requested to furnish the original or authenticated copies of the documents relied upon by some deponents in their affidavit/supplementary affidavits, xerox copies of which were sent to the Ministry of Home Affairs, Government of India, with Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/67/263 dated September 20, 2000. In response thereto, the Ministry of Home Affairs sent to the Commission a copy of the letter dated July 4, 2001 addressed to different authorities of the Government of India, wherein they were requested to go through the list of documents enclosed therewith and if necessary, to submit an affidavit before the Commission directly. The Ministry of Home Affairs was requested by Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/67/228 dated August 1, 2001 to clarify with a supporting affidavit whether or not the Ministry of Home Affairs, Government of India, is at all concerned in the matter of furnishing the documents mentioned and relied upon by the deponents concerned. The Ministry of Home Affairs was again requested by the Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/67/320 dated September 20, 2001 to take necessary action to send the said report with the supporting affidavit as quickly as possible as also to indicate the name of the authority concerned of the Government of India against each of the deponents mentioned and relied upon by the deponents concerned to enable the Commission to pursue effectively with the authorities concerned of the Government of India for production before the Commission their respective documents. The said

reports and affidavits of the Ministry of Home Affairs, Government of India, are still awaited.

11. The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's letter No. JMCI/DOC(FOR)/99-2000.56(Vol.II)/346 dated October 5, 2001 to approach the Government of Taiwan to get an authenticated true copy of the report of an inquiry into the alleged air-crash on August 18, 1945 at Taihoku airport which was allegedly held by the Government of Taiwan and furnish this Commission with the said authenticated true copy of the report of inquiry as soon as the same could be collected from the Government of Taiwan.
12. The Secretary, Prime Minister's office and the Secretary, Ministry of Home Affairs, Government of India, were requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37 (Vol.II)/318 (2) dated September 20, 2001 to confirm whether an affidavit was filed before Justice Khosla Commission on behalf of the Government of India wherein it was averred, inter alia, that more than 34 "Confidential files" relating to "Netaji Mystery" were found either "destroyed or missing" and if so, they were requested to furnish a copy of the said affidavit with a detailed explanatory note on the contents of each of the said 34 confidential files alleged destroyed or missing. The response of the said letter is being awaited.
13. The Director General of National Archives, Government of India, was requested by Commission's d.o. No. JMCI/DOC (FOR)/99-2000/56 (Vol.II)/286 dated September 5, 2001, to inform the commission whether they have got Micro-films/Micro-Fiches of the files/documents of the public records office of the British Library which were listed by the team of the Commission after their study of the files/documents in the British Library and the Public Records office so that the Commission may obtain transcriptions from those Micro-films/Micro-fiches or authenticated xerox copies of the entire File No. K 148/A of Mountbatten papers in the Heartley Library of the Southampton University or at least of the papers listed in the said letter dated September 5, 2001 of the Commission. The receipt of the aforesaid Micro-films/Micro-Fiches/authenticated xerox copies are still awaited.
14. The Ministry of External Affairs, Government of India, has been requested by Commission's letter No. JMCI/Overseas/2000-01/70/283 dated September 3, 2001 to take up with the Embassy of India in Tokyo so that lists of witnesses sent by them to the Commission with their No. 25/4/NGO-Vol.VI dated March 27, 2001 are verified in view of the anomalies pointed out in the Commission's said letter dated September 3, 2001 and a corrected and up-to-date list of witnesses along with their respective present correct addresses sent to the Commission as early as possible to enable it to draw up a programme for examination of the witnesses in Japan during the proposed visit of the Commission to Japan. The Ministry of External Affairs, Government of India, have informed that they have

taken up the matter with the Indian Embassy in Tokyo. Further development is still awaited.

15. Xerox copies of two affidavits-in-opposition dated January 15, 2001 and September 26, 2001 filed on behalf of Jyotish Chandra Bose and others in reply to the affidavit dated November 13, 2000 and Supplementary affidavit dated April 27, 2001 respectively of Shri Kamal Pandey, Secretary, Ministry of Home Affairs, Government of India, were sent to the said Ministry with Commission's letter No. JMCI/Affidavit-Averments(Follow Up)/2000-2001/67/361 dated October 9, 2001 addressed to the Secretary, Ministry of Home Affairs, Government of India, with the request to send his comments, if any, on the aforesaid two affidavits-in-opposition within six weeks from the date of receipt of the letter.

(P.K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.11.2001 to 30.11..2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under the Commission's letter No.JMCI/Stat.Rept./99-2000/33A/385 dated 06.11.2001.
2. The sitting of the Commission was held at Faizabad, U.P. from 26th day of November, 2001 to 29th November, 2001, during which the Commission, besides inspection of articles and documents, allegedly of 'Gumnami Baba', kept in the custody of the District Magistrate, Faizabad, in the District Treasury, examined nine witnesses at the Community Hall, Civil Court premises, Faizabad.
3. Preparatory steps have been taken for holding the next hearing of the Commission in the Committee Room 'C' of Bigyan Bhavan Annexe, New Delhi, on 19.12.2001, and if need be, on 20.12.2001.
4. Copies of the Status Report as on October 9,2001 were sent for favour of taking necessary action to the Secretaries, Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's Office, Defence Department and Cabinet Secretariat, Government of India, by Registered Post with A/D with Commission's letters dated November 9,2001 wherewith a copy of the proceedings dated October 17, 2001 of the Commission was also sent for their kind perusal and necessary action. No response has yet been received in the matter from any of the authorities concerned.
5. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.II)/274 dated August 23, 2001 to let the Commission know, within six weeks from the date of receipt of the letter, which of the files/records/documents mentioned in paras (a) (i) and (a) (iii) of the proceedings dated March 23, 2001 of the Commission pertain to the Prime Minister's office, which of them pertain to the Ministry of Defence and which of them pertain to the Ministry of External Affairs, Government of India, to enable the Commission to take further action in the matter. No reply has yet been received from the Ministry of Home Affairs, Government of India.
6. The Director (CNV), Ministry of External Affairs, Government of India, in her D.O. letter No. 25/4/NGO-Vol.VI dated October 25, 2001, has intimated that

- they have conducted a thorough and extensive search but could not locate documents/files containing the proceedings of the Shah Nawaz Khan Committee and the exhibits/ documents called for by and/or filed before the said Committee. The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol. II)/391 dated November 8, 2001 to file before the Commission immediately stating clearly therein the details of the steps taken and searches conducted for locating the said records/files/exhibits/documents. Further action of the said Ministry is still awaited.
7. The Secretary, Ministry of Home Affairs, Government of India, by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48-Vol.III/356 dated 09.10.2001, was requested to send within four weeks from the date of receipt of this letter authenticated true copies of the papers/documents concerning Sl. Nos. (ii), (iii), (iv), (v) and (vi) of para 1 of the letter No. 281/12/1/2000-TS dated September 19, 2001 of the Cabinet Secretariat, Government of India, addressed to the Commission since those have already been sent by the Cabinet Secretariat to the Ministry of Home Affairs, Government of India, as stated in para 3 of their aforesaid letter dated September 19, 2001. The Commission is yet to receive authenticated true copies of the aforesaid papers/ documents from the Ministry of Home Affairs, Government of India.
 8. In Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.III)/262 dated August 20, 2001 addressed to the Secretary, Ministry of Home Affairs, Government of India, it has been pointed out that neither the original records of the day-to-day proceedings of Justice Khosla Commission of Inquiry nor any authenticated copy thereof has yet been received by the Commission. The Secretary has been requested therein to ensure more vigorous efforts to locate all the remaining records pertaining to the Justice Khosla Commission of Inquiry including the documents presented before the said Commission, the documents not received by it in spite of its requisition and the documents which were made exhibits before it and to make all those records/documents available to this Commission as quickly as possible as those are essentially required by this Commission for the purpose of its inquiry. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.
 9. (a) The Secretary, Prime Minister's Office, by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/400 dated November 9, 2001, was requested to file an affidavit explaining as to why notwithstanding the assertion of Late Morarji Desai, the then Prime Minister of India, on the floor of Parliament on August 28, 1978, about availability of " some further contemporary official documentary records", those official documents could not be located in the Prime Minister's office as reported by the Under Secretary, Prime Minister's Office, in his letter No. 915/11/C/2/2000-Pol. Dated October 29, 2001.

- (b) The Secretary, Ministry of Home Affairs, Government of India, by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/399 dated November 9, 2001, was requested to ensure immediate production before the Commission of duly attested/authenticated xerox copies of all those "further contemporary official documentary records" which, as stated by Late Morarji Desai, the then Prime Minister of India, on August 28, 1978, on the floor of the Parliament, were with the Government of India.
- (c) In terms of letter No.915/II/C/2/2000-Pol. Dated October 29, 2001 of the Prime Minister's Office, the Secretary, Ministry of External Affairs, Government of India, was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/398 dated November 9, 2001 to ensure immediate production before the Commission of duly attested/authenticated xerox copies of all those aforesaid " further contemporary official documentary records" which were with the Government of India.
- (d) The Secretary, Cabinet Secretariat, by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/397 dated October 9, 2001, was requested to ensure production before the Commission, within six weeks of the receipt of the letter, of duly attested xerox copies of all those aforesaid "further contemporary official documentary records" which were with the Government of India as stated by Late Morarji Desai, the then Prime Minister of India, on August 28, 1978, on the floor of the Parliament, as also to send to the Commission authenticated true copies of all relevant official notes based on which the said statement was made by the then Prime Minister of India on the floor of the Parliament on August 28, 1978.
10. The report and the affidavit, as called for from the Ministry of Home Affairs, Government of India, in Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/2000-2001/67/228 dated August 1, 2001 read with its letter No. JMCI/Affidavit-Averments (Follow Up)/2000-2001/67/320 dated September 20, 2001, have not yet been received.
11. The Secretary, Ministry of Home Affairs, Government of India, and the Secretary, Prime Minister's Office, Government of India, were requested by Commission's letters No. JMCI/Records/N.Delhi/99-2000/37 (Vol.II)/318(2) dated September 20, 2001 to confirm whether an affidavit was filed before Justice Khosla Commission on behalf of the Government of India wherein it was averred, inter alia, that more than 34 'confidential files' relating to 'Netaji Mystery' were found either 'destroyed or missing' and if so, they were requested to furnish a copy of the said affidavit with a detailed explanatory note on the contents of each of the said 34 confidential files allegedly destroyed or missing. The required papers and particulars are yet to be received.

12. The Ministry of Home Affairs, Government of India, by Commission's letter No. JMCI/Affidavit-Averment (Follow Up)/2000-2001/67/132 dated May 30,2001 was requested to furnish the original or authenticated copies of the documents relied upon by some deponents in their affidavits/supplementary affidavits, xerox copies of which were sent to the Ministry of Home Affairs, Government of India, with Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/67/263 dated September 20,2000. In response thereto the Ministry of Home Affairs sent to the Commission a copy of the letter dated July 4, 2001 addressed to different authorities of the Government of India, wherein they were requested to go through the list of documents enclosed therewith and if necessary, to submit an affidavit before the Commission directly. The Ministry of Home Affairs was requested by Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/67/228 dated August 1, 2001 to clarify with a supporting affidavit whether or not the Ministry of Home Affairs, Government of India, is at all concerned in the matter of furnishing the documents mentioned and relied upon by the deponents concerned. The Ministry of Home Affairs was again requested by the Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/67/320 dated September 20,2001 to take necessary action to send the report with the supporting affidavit as quickly as possible as also to indicate the name of the authority concerned of the Government of India against each of the documents mentioned and relied upon by the deponents concerned to enable the Commission to pursue effectively with the authorities concerned of the Government of India for production before the Commission their respective documents. The said reports and affidavits of the Ministry of Home Affairs, Government of India, are still awaited.
13. The Director General of National Archives, Government of India, was requested by Commission's d.o. No. JMCI/DOC(FOR)/99-2000/56-Vol.II/286 dated September 5, 2001, to inform the Commission whether they have got Micro-Films/Micro-Fiches of the files/documents of the public records office of the British Library which were listed by the team of the Commission after their study of the files/documents in the British Library and the Public Records Office so that the Commission may obtain from the National Archives of India transcriptions from those Micro-Films/Micro-Fiches or authenticated xerox copies of the entire File No. K 148/A of Mountbatten papers in the Heartley Library of the Southampton University or at least of the papers listed in the said letter dated September 5, 2001 of the Commission. The receipt of the aforesaid Micro-Films/Micro-Fiches/Authenticated xerox copies are still awaited.
14. D.O. No.25/4/NGO-Vol.VI dated September 26, 2001 has been received from the Hon'ble Minister of External Affairs, Government of India, in reply to the Hon'ble Chairman's d.o. No. JMCI/Doc (FOR)/99-2000/56 (Vol.II)/267 dated August 21, 2001 regarding inspection of documents relating to Netaji Subhas Chandra Bose stated to be lying in different foreign countries. In this communication the Hon'ble Minister has stated that the points raised in the

- Hon'ble Chairman's letter have been taken up with the diplomatic mission of India in the countries concerned and that they (Ministry of External Affairs) would keep the Commission informed about the outcome of their efforts in this regard. Further development in the matter is awaited.
15. The Ministry of External Affairs, Government of India, was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/106 dated May 28, 2001 to send a true copy of the report of the Government of India in the Foreign Ministry allegedly submitted before the Khosla Commission and marked as Exhibit 29-1 which is allegedly concerning another alleged report dated 17.10.1945 of the Director of the British Military Intelligence Department on a Secret Japanese message allegedly intercepted by the Chinese advising Netaji Subhas Chandra Bose to be separated from his fellow travelers of at the time of his journey from Burma in an aircraft. The Ministry of External Affairs in their d.o. No. 25/4/NGO-POL.VI dated September 6, 2001 intimated that they were making every effort to trace the same and will revert to the Commission shortly in this matter. Further development is still awaited.
 16. The Secretary, Ministry of Home Affairs, the Secretary, Ministry of External Affairs, and the Secretary, Prime Minister's Office, were requested by Commission's letters No. JMCI/Records/N.Delhi/99-2000/37/306 (3) dated September 18, 2001, to inform the Commission within eight weeks from the date of receipt of the letter, the outcome of the efforts made in terms of the minutes dated December 21, 1998 of Shri Brojesh Mishra, the then Principal Secretary to the Prime Minister appearing at note sheet page 3 of File No. 915/II/C/6/96-Pol of the Prime Minister's Office. They were also requested therein to refer to the letter dated October 10, 1998 of Shri Bijan Ghosh, Advocate, addressed to the Prime Minister of India (appearing at cor. page 182 of the said file) as also to the d.o. letter dated January 23, 1999 of Prof. Amalendu Guha addressed to the Prime Minister of India (appearing at cor. pages 194 and 195 of the aforesaid file) with the request to let the Commission know immediately the action taken thereon. The required report is yet to be received from the said addressees.
 17. The Secretary, Ministry of External Affairs, Government of India, was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/375 dated October 22, 2001 to send as early as possible, preferably by the end of November, 2001, an authenticated true copy of the reply of the U.N. Secretariat to the purported formal request of the permanent Mission of India, New York made to the U.N. Secretariat and an authenticated true copy of the documents based on which Indian Mission in Tokyo sent their confirmation as stated in the letter No. U II/103/1/98 dated October 15, 2001 of the Director, Ministry of External Affairs, Government of India. The said authenticated true copies have not yet been received.
 18. The Secretary, Ministry of Home Affairs, Government of India, was requested by Commission's letter Njo. JMCI/Records/N.Delhi/99-2000/37/305 dated

September 18, 2001 to let the Commission know immediately what action was taken on the Rajya Sabha Starred Question No. DY.2198 by Shri K.R. Malkani, M.P. due for answer on 06.03.1996 as mentioned at the notesheet page 1 of Prime Minister's Office file No.915/II/C/6/96-Pol, as also on the letter dated November 20, 1996 of Shri Ramkrishna Hegde addressed to the then President of India, indicating the results of the said actions. The Secretary, Ministry of Home Affairs was also requested in the said letter of the Commission to send to the Commission within six weeks an authenticated xerox copy of the information furnished by the Government of U.K. as stated in the letter dated 12.03.1999 of the Ministry of Home Affairs, appearing at cor.page 196 of the said file of the Prime Minister's Office. Copies of the aforesaid notesheet page and cor.page were enclosed with the Commission's said letter dated September 18, 2001. The information called for are still awaited.

19. Further affidavit as called for from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 regarding existence / non-existence/availability / non-availability / destruction, etc. of the complete records of the proceedings of the trial of I.N.A. personnel, are still to be submitted by said Ministry before the Commission.
20. A xerox copy of the report captioned "Sleeping Bomb lies in Netaji vault" authored by Shri Chandan Nandy was sent to the Secretary, Ministry of Home Affairs, Government of India with Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/108 dated 28.05.2001 in terms of the letter No. 10/SPS-11/2001 (20)-306 dated 17.05.2001 of the Cabinet Secretariat, Government of India, and the Secretary, Ministry of Home Affairs, was requested to furnish a detailed report on the contention of the said article of Shri Chandan Nandy which was published in the 'Telegraph', Calcutta on March 26, 2001. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.

‘B’ Block, (Third Floor)
11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.12.2001 to 31.12.2001)

1. This Status Report is in continuation of the earlier Status Report forwarded under the Commission’s letter No. JMCI/Stat.Rept./99-2000/33A/448 dated December 4, 2001.

2. (a) The sitting of the Commission was held in the Committee Room ‘C’ of the Vigyan Bhavan Annexe, New Delhi, on 19.12.2001 and 20.12.2001 when, besides transacting other business, the Commission examined Shri K. Natwar Singh, Shri Satindrapal Sharma, Smt. Sangita Gairola, Joint Secretary, Ministry of External Affairs, Shri Jayant Prasad, Joint Secretary, Ministry of External Affairs, and Shri Jarnail Singh, Joint Secretary, Prime Minister’s Office, Government of India.

- (b) Copies of the Status Report along with copies of the proceedings dated 15th, 16th, and 17th October, 2001 were supplied to the parties present at the time of the hearing.

3. (a) Shri Jayant Prasad, Joint Secretary (CNV), Ministry of External Affairs, Government of India, in his affidavit dated December 14, 2001 filed before the Commission has stated, inter alia, that the Ministry have gone through all the records available in the custody and have not found any documents / records or files relating either to the proceedings of Shah Nawaz Khan Committee or the exhibits / records / documents filed before it; that the same exercise has been carried out to locate exhibit 29-1 which was alleged to have been filed before the Khosla Commission by Ministry of External Affairs, but no record of the said exhibit is available in the Ministry. He has, however, verbally prayed for some more time, to find out / collect other relevant records / files / exhibits / documents, at the time of his deposition before the Commission on December 20, 2001 and the Hon’ble Chairman was pleased to grant two months’ time for the purpose.

- (b) Shri Jayant Prasad, Joint Secretary (CNV), Ministry of External Affairs, Government of India, has further stated in his said affidavit dated December 14, 2001 that all records relating to Netaji which were obtained from the Russian Federation have been forwarded to the Justice Mukherjee Commission of Inquiry under their letter No. 25/4/NGO-Vol. VI dated October 1, 2001; that the High Commission of India in London

has been in touch with the concerned authorities in the U.K. who have assured that they would revert in the matter of availability of documents relating to Netaji Subhas Chandra Bose; that the Ministry is awaiting further response from the High Commission of India in London; that the matter of locating documents in the USA relating to Netaji has been taken up with the Embassy of India in Washington whose response is awaited; that the Embassy of India in Moscow has not been able to locate the whereabouts of the witnesses in Russia till date; and that the details of efforts made by the Mission in its search for the witnesses have been forwarded to the Commission with the Ministry's letter No. 25/4/NGO-Vol. VII dated December 3, 2001 as called for by the Commission.

4. (i) (a) Sm. Sangita Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India, in her affidavit dated December 19, 2001, has stated, inter alia, that the documents mentioned in paragraphs (a)(i) and (a)(iii) of the proceedings dated March 23, 2000 are not available in the Ministry of Home Affairs; that the Ministry of External Affairs, the Prime Minister's Office, and the Ministry of Defence have been asked on October 25, 2001 and the Intelligence Bureau have been asked on November 5, 2001 to identify the records/files/documents mentioned in the said paragraphs No. (a)(i) and (a)(iii) of the proceedings dated March 23, 2000 and report which of them pertain to them and to apprise the Commission directly of the position.
- (b) In her said affidavit dated December 19, 2001, Sm. Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India, has also stated that vigorous search was launched as a result of which some more documents pertaining to Khosla Commission, as listed in Annexure 'A' of the affidavit, have become available. The said Annexure is being examined.
- (c) Sm. Gairola has also stated in her said affidavit dated December 19, 2001 that no "contemporary official documentary records" as admitted by Late Morarji Desai, the then Prime Minister of India, on the floor of the Parliament on August 28, 1978 to have become available, could be located in the Ministry of Home Affairs so far and that the matter has also been taken up with the Prime Minister's Office on October 10, 2001 requesting them to trace those records at their end.
- (d) Sm. Gairola has also referred to therein, the affidavit / supplementary affidavits of some deponents, Xerox copies of which were sent by the Commission to the Ministry of Home Affairs and has stated that the averments and allegations made in those affidavits / supplementary affidavits "are matters of records

- and subject to consideration by the Hon'ble Commission"; that some of the records available with the Ministry have been made over to the Commission; that "some others have been discovered with" her said affidavit for consideration by the Commission; and that the Ministry of Home Affairs has also taken up the matter with the Ministry of External Affairs, the Ministry of Defence, the Intelligence Bureau, the National Archives of India, and the Prime Minister's Office to go through the documents and if necessary, submit an affidavit to the Commission directly.
- (e) Sm. Gairola has further stated in her said affidavit that the affidavit referred to in paragraph 8 of the Commission's Status Report as on October 9, 2001 has not yet been located in the Ministry of Home Affairs.
- (f) In the last para of her said affidavit Sm. Gairola has referred to the documents relied upon by some deponents in their affidavits / supplementary affidavits as referred to in paragraph No. 9 of the said Status Report as on October 9, 2001 and has stated inter alia, that there is nothing in the records of the Ministry of Home Affairs to indicate the names of the Ministries / Departments concerned with those documents relied upon by the said deponents; and that the Intelligence Bureau has informed the Ministry of Home Affairs that it has filed an affidavit dated 11/12.12.2001 in compliance with the relevant orders / directions of the Hon'ble Commission.
4. (ii) Sm. Gairola has verbally prayed for some more time to find out / collect other relevant records / files / exhibits / documents, at the time of her deposition before the Commission on December 20, 2001 and the Hon'ble Chairman was pleased to grant two months' time for the purpose.
5. (a) Shri Jarnail Singh, Joint Secretary of the Prime Minister's Office in his affidavit dated December 18, 2001 filed before the Commission has referred to the files / documents mentioned in paras (a)(i) and (a)(iii) of the Commission's proceedings dated March 23, 2000 and has stated inter alia that "whatever files belong to this (Prime Minister's) office and could be located" in their office records, have already been made available to the Commission; and that they are not aware to which Ministry and Department remaining files / documents belong.
- (b) Shri Jarnail Singh in his said affidavit dated December 18, 2001 has referred to the "contemporary official documentary records" which were admitted by Late Morarji Desai, the then Prime Minister of India, to be available in the Government of India, in the statement made by Late Desai on the floor of the Parliament on August 28, 1978, and stated in his said

affidavit that no such records could be found in the Prime Minister's office; that the said office is not in a position to provide any clarification / explanation regarding the circumstances under which Late Morarji Desai, the then Prime Minister of India, had made such statements on the floor of the Parliament; and that the Prime Minister's Office have no knowledge about furnishing any affidavit which is alleged to have been filed before Justice Khosla Commission as mentioned in para 8 of the Commission's Status Report as on October 9, 2001.

6. Shri Sanjay Singh, Joint Director, Intelligence Bureau with his d.o. letter No. IV/8(66)/2001-2184 dated December 12, 2001 has forwarded his affidavit dated December 11, 2001 wherein he has stated inter alia that some documents of the Intelligence Bureau were made available to the Shah Nawaz Khan Committee; that copies of those documents transcribed from the Micro-Film, have been furnished to the Commission with the Ministry of Home Affairs's letter No. I-12014/13/2001-IS (D.III) dated 03.07.2001; that copies of 12 documents which appear to be the ones mentioned against 23 Com. Nos. of the list of exhibits marked as Com. No. "of Justice Khosla Commission of Inquiry", a list of which was sent by this Commission to the Secretary, Ministry of Home Affairs with Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol. III)/196 dated July 5, 2001, pertain to the Intelligence Bureau; that copies of those 12 documents were sent to the Commission by the Ministry of Home Affairs under their letter No. I-12014/13/2001-IS (D.III) dated July 3, 2001; that there are some other documents in the list of exhibits marked as "Com. No." which had originated from the Intelligence Bureau but none of them is presently available as the concerned files have been destroyed; and that apart from the documents already made available to this Commission no other documents is available with the Intelligence Bureau which has a bearing on the disappearance of Netaji Subhas Chandra Bose. The said affidavit dated December 11, 2001 of Shri Sanjay Singh, Joint Director, Intelligence Bureau, Ministry of Home Affairs, Government of India is being examined with reference to the documents pertaining to I.B. sent to this Commission.
7. Necessary steps are being taken to file an application before the Lucknow Bench of the Allahabad High Court seeking its permission to bring to the headquarters of the Commission in Kolkata all those articles / documents allegedly of 'Gumnami Baba' which were segregated by the Commission on inspection thereof in the Faizabad Treasury in the last part of November, 2001.
8. As per directions contained in para 'A' Clause (ii) of the proceedings dated August 31, 2000, the Prime Minister's Office was asked to let the Commission know whether any of the files / records relevant to the terms of reference of the Commission has been destroyed and, if so, details thereof and why, when and where those were destroyed and whether copies of the documents contained therein have been kept or maintained. In purported compliance with the said direction of the Commission, the Prime Minister's Office by their letter dated

September 21, 2000 intimated that no order as such regarding destruction of files / documents could be located. They, however, sent a Xerox copy of the relevant page of the file register showing destruction of 15 files out of which one file is on the subject – “Investigation into the circumstances leading to the death of Shri Subhas Chandra Bose”. The Prime Minister’s Office have also sent a Xerox copy of a note in File No. 2(64)/56-70-PM (Vol. V) mentioning about destruction of the said file. They have further stated that a list of documents destroyed has been kept in File No. 23(156)/51-PM, a purported Xerox copy of which has been sent by them to the Commission. The said list of destroyed documents is a Xerox copy of an unsigned list captioned, ‘Papers Destroyed’ lying at page 1 thereof.

9. The Director General of National Archives, Government of India, was requested by Commission’s d.o. No. JMCI/DOC(FOR)/99-2000/56(Vol. II)/286 dated September 5, 2001, to inform the Commission whether they have got Micro-Films / Micro-Fiches of the files / documents of the public records office of the British Library which were listed by the team of the Commission after their study of the files / documents in the British Library and the Public Records Office so that the Commission may obtain from the National Archives of India transcriptions from those Micro-Films / Micro-Fiches or authenticated Xerox copies of the entire File No. K 148/A of Mountbatten papers in the Heartley Library of the Southampton University or at least of the papers listed in the said letter dated September 5, 2001 of the Commission. The receipt of the aforesaid Micro-Films / Micro-Fiches / Authenticated Xerox copies are still awaited.
10. The Secretary, Ministry of Home Affairs, the Secretary, Ministry of External Affairs, and the Secretary, Prime Minister’s Office, were requested by Commission’s letter No. JMCI/Records/ N.Delhi/99-2000/37/306(3) dated September 18, 2001, to inform the Commission within eight weeks from the date of receipt of the letter, the outcome of the efforts made in terms of the minutes dated December 21, 1998 of Shri Brojesh Mishra, the then Principal Secretary to the Prime Minister, appearing at note sheet page 3 of File No. 915/II/C/96-Pol. of the Prime Minister’s Office. They were also requested therein to refer to the letter dated October 10, 1998 of Shri Bijan Ghosh, Advocate, addressed to the Prime Minister of India (appearing at cor. pages 194 and 195 of the aforesaid file) with the request to let the Commission know immediately the action taken thereon. The required reports are yet to be received from the said addressees.
11. The Secretary, Ministry of External Affairs, Government of India, was requested by Commission’s letter No. JMCI/Records/N.Delhi/99-2000/37/375 dated October 22, 2001 to send as early as possible, preferably by the end of November, 2001 an authenticated true copy of the reply of the U. N. Secretariat to the purported formal request of the permanent Mission of India, New York made to the U. N. Secretariat and an authenticated true copy of the documents based on which Indian Mission in Tokyo sent their confirmation as stated in the letter No. U II/103/1/98 dated October 15, 2001 of the Director, Ministry of External

- Affairs, Government of India. The said authenticated true copies have not yet been received.
12. The Secretary, Ministry of Home Affairs, Government of India, was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/305 dated September 18, 2001 to let the Commission know immediately what action was taken on the Rajya Sabha Starred Question No. DY. 2198 by Shri K.R. Malkani, M.P. due for answer on 06.03.1996 as mentioned at note sheet page 1 of Prime Minister's Office file No. 915/II/C/6/96-Pol. as also on the letter dated November 20, 1996 of Shri Ramkrishna Hegde addressed to the then President of India, indicating the results of the said actions. The Secretary, Ministry of Home Affairs was also requested in the said letter of the Commission to send to the Commission within six weeks an authenticated Xerox copy of the information furnished by the Government of U.K. as stated in the letter dated 12.03.1999 of the Ministry of Home Affairs, appearing at cor. page 196 of the said file of the Prime Minister's Office. Copies of the aforesaid note sheet page and cor. Page were enclosed with the Commission's said letter dated September 18, 2001. The information and documents called for are still awaited.
 13. Further affidavit as called for from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 regarding existence / non-existence / availability / non-availability / destruction, etc. of the complete records of the proceedings of the trial of I.N.A. personnel, are still to be submitted by the said Ministry before the Commission.
 14. A Xerox copy of the report captioned, "Sleeping Bomb lies in Netaji Vault" authored by Shri Chandan Nandy was sent to the Secretary, Ministry of Home Affairs, Government of India, with Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/108 dated 28.05.2001 in terms of the letter No.10/SPS-11/2001(20)-306 dated 17.05.2001 of the Cabinet Secretariat, Government of India, and the Secretary, Ministry of Home Affairs, was requested to furnish a detailed report on the contention of the said article of Shri Chandan Nandy which was published in the 'Telegraph', Calcutta, on March 26, 2001. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.
 15. The Secretary, Ministry of Home Affairs was requested by Commission's letters No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol. III)/449, No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol. III)/452, and No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol. III)/453, all dated December 5, 2001 to cause production of certain documents before the Commission on December 19, 2001 at 11.00 a.m. by a competent Officer of the Ministry. The three files produced before the Commission at the time of its sitting on December 20, 2001 are being scrutinized to ascertain the nature and extent of the compliance of the Ministry of Home Affairs with the said request of the Commission.

16. The Commission's letter No. JMCI/Meeting-Hearing/99-2000/57(Vol. II)/349 dated October 8, 2001 certain anomalies noticed in the photocopy of File No. 915/11/C/6/96-Pol. of the Prime Minister's Office were pointed out to the Secretary of the Prime Minister's Office with the request to furnish necessary explanation / clarification in respect of the said anomalies within eight weeks from the date of receipt of the letter. The said letter appears to have been received in the Prime Minister's Office on October 12, 2001. Their reply is still awaited.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.01.2002 to 31.01.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under the Commission's letter No. JMCI/Stat.Rept./99-2000/33A/503 dated 10.01.2002.
2. Xerox copies of the proceedings dated 19.12.2001 and 20.12.2001 of the Commission and of the Status Report as on 12.12.2001 were sent to the Secretaries, Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's Office, Cabinet Secretariat and Ministry of Defence as also to the Director General of National Archives of India, and the Director, Intelligence Bureau, Government of India, under Commission's letters No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol.III)/514(7) dated January 16, 2002.
3. The application in duplicate on behalf of the Commission supported by a duly sworn affidavit along with its Annexures and the Vakalatnama has been sent to the Advocate of the Commission in Lucknow to crave leave of the Hon'ble High Court of Allahabad, Lucknow Bench at Lucknow to bring to the head office of the Commission in Calcutta the steel box containing articles and documents selected and segregated by the Commission out of the articles and documents, allegedly belonging to 'Gunnami Baba', kept in 23 boxes in the District Treasury at Faizabad under orders of the Hon'ble High Court of Allahabad, Lucknow Bench, for study of those selected and segregated articles and documents by the Commission at its headquarters in course of its present inquiry into the alleged death of Netaji Subhas Chandra Bose and the subsequent developments, connected herewith.
4. The Director General of National Archives, Government of India, was requested by Commission's d.o. No. JMCI/DOC(FOR)/99-2000/56 (Vol.II)/286 dated September 5, 2001, to inform the Commission whether they have got Micro-Films / Micro-Fiches of the files / documents of the public records office of the British Library which were listed by the team of the Commission after their study of the files / documents in the British Library and the Public Records Office so that the Commission may obtain from the National Archives of India transcriptions from those Micro-Films / Micro-Fiches or authenticated Xerox copies of the entire File No. K 148/A of Mountbaten papers in the Heartley Library of the Southampton University or at least of the papers listed in the said letter dated September 5, 2001 of the Commission. More effective measures are to be taken by the

National Archives of India as the receipt of the aforesaid Micro-Films / Micro-Fiches / Authenticated Xerox copies are still awaited.

5. The Secretary, Ministry of Home Affairs, Government of India, was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/305 dated September 18, 2001 to let the Commission know immediately what action was taken on the Rajya Sabha Starred Question No. DY. 2198 by Shri K.R. Malkani, M.P. due for answer on 06.03.1996 as mentioned at notesheet page 1 of Prime Minister's Office file No. 915/II/C/6/96-Pol. as also on the letter dated November 20, 1996 of Shri Ramkrishna Hegde addressed to the then President of India, indicating the results of the said action. The Secretary, Ministry of Home Affairs was also requested in the said letter of the Commission to send to the Commission within six weeks an authenticated Xerox copy of the information furnished by the Government of U.K. as stated in the letter dated 12.03.1999 of the Ministry of Home Affairs, appearing at cor. page 196 of the said file of the Prime Minister's Office. Copies of the aforesaid notesheet page and cor. Page were enclosed with the Commission's said letter dated September 18, 2001. The information and documents called for are still awaited.
6. Further affidavit as called for from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 regarding existence / non-existence / availability / non-availability / destruction, etc. of the complete records of the proceedings of the trial of I.N.A. personnel, is still to be submitted by the said Ministry before the Commission.
7. A Xerox copy of the report captioned, "Sleeping Bomb lies in Netaji Vault" authored by Shri Chandan Nandy was sent to the Secretary, Ministry of Home Affairs, Government of India with Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/108 dated 28.05.2001 in terms of the letter No. 10/SPS-11/2001(20)-306 dated 17.05.2001 of the Cabinet Secretariat, Government of India, and the Secretary, Ministry of Home Affairs, was requested to furnish a detailed report on the contention of the said article of Shri Chandan Nandy which was published in the 'Telegraph', Calcutta on March 26, 2001. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.
8. In Commission's letter No. JMCI/Meeting-Hearing/99-2000/57(Vol.II)/349 dated October 8, 2001 certain anomalies noticed in the photocopy of File No. 915/11/C/6/96-Pol. of the Prime Minister's Office were pointed out to the Secretary of the Prime Minister's Office with the request to furnish necessary explanation / clarification in respect of the said anomalies within eight weeks from the date of receipt of the letter. The said letter appears to have been received in the Prime Minister's Office on October 12, 2001. Their reply is still awaited.
9. Smt. Sangita Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India, filed before this Commission her affidavit dated December

- 19, 2001 and in Annexure 'A' thereto, Volume Nos. XX, XXI, XXIII, and XXIV pertaining to Khosla Commission are mentioned while there is no mention in the said affidavit or in the annexures thereto of Volume Nos. XVIII, XIX, and XXII of the said Commission. Accordingly, the Secretary, Ministry of Home Affairs, Government of India, have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/534 dated 29.01.2002, to make available the said Vol. Nos. XVIII, XIX, and XXII besides Vol. Nos. XX, XXI, XXIII and XXIV along with other relevant files / documents / records which have been shown, in the said affidavit, to have since become available, for perusal of the authorized representative(s) of the Commission.
10. The Secretary, Prime Minister's Office by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/535 dated 29.01.2002, has been requested to send to the Commission immediately an authenticated Xerox copy of the Parliamentary proceedings (Lok Sabha) dated August 28, 1978 as also of the notes of the Prime Minister's Office on the subject matters discussed in the Lok Sabha on August 28, 1978 including the matter of disappearance of Netaji Subhas Chandra Bose on which Late Morarji Desai, the then Prime Minister made his statement on the floor of the Lok Sabha on August 28, 1978.
 11. The Secretary, Ministry of External Affairs, Government of India, by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/538 dated 29.01.2002 has been requested to let the Commission know as quickly as possible whether any positive response of the Government of the U.K. and the Government of the U.S.A. have since been received through the Indian High Commission and the Indian Embassy respectively in the matter of making available to the Commission all the relevant records on Netaji Subhas Chandra Bose lying in the custody and / or under the control of the said foreign Governments.
 12. The Secretary, Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/536 dated 29.01.2002 to kindly send to the Commission immediately authenticated Xerox copies of the rules and procedures prescribed for destruction of files / documents since it appears from the purported Xerox copies of file No. 23(156)/51-PM of the Prime Minister's Office as also from their communication dated September 21, 2001 that a number of papers / files of the said office were destroyed
 13. It has been stated inter alia in the affidavit dated December 19, 2001 of Smt. Sangita Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India :

"The averments and allegations made therein (i.e. in the affidavits and supplementary affidavits concerned) are matters of records and subject to the consideration by the Hon'ble Commission. Some of the records available with this Ministry have been made over to the Hon'ble

Commission and some others have been discovered with this affidavit (i.e. her affidavit dated December 19, 2001) for consideration by the Hon'ble Commission; and that she has further stated therein that the Ministry of Home Affairs has also taken up the matter with Ministry of External Affairs, Ministry of Defence, Intelligence Bureau, National Archives of India, and Prime Minister's Office, to go through the documents and if necessary submit an affidavit to the Commission directly."

Hence the Secretaries of the Ministry of External Affairs, the Prime Minister's Office, and the Ministry of Defence as also the Director of Intelligence Bureau, and the Director General of National Archives of India have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/537 dated 29.01.2002 to send their respective affidavits immediately regarding the averments and allegations made in the relevant affidavits and supplementary affidavits of different deponents, the copies of which were furnished by the Commission with the Ministry of Home Affairs, Government of India.

14. (a) The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V.P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated September 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It was also stated in the said letter of the Commission that the said letter with its enclosure and the said note are available in file No. 800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose - Bringing in the ashes of".
- (b) The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/532 dated January 28, 2002 to let the Commission know as quickly as possible what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated May 23, 1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11, 1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary to the Prime Minister's Office as also of the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of

- Netaji Subhās Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs, Government of India. It was stated in the said letter of the Commission that Xerox copies of the aforesaid letters and the note are available in the file No. 800/6/C/1/90-Pol. of the Prime Minister's Office.
- (c) The Director, Press Information Bureau, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/531 dated January 28, 2001 to find out and furnish this Commission with an authenticated true copy of the Press statement, if any, of Mahatma Gandhi which is alleged in the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, authored jointly by Shri Ashok Nath Bose, Shri Amiya NathBose , and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, to have been made in 1945 by Mahatma Gandhi to the effect that Netaji did not die in any air-crash on August 18, 1945, after he spoke in detail to Col. Habibur Rahaman regarding alleged death of Netaji in an air-crash on August 18, 1945.
- (d) A Xerox copy of a letter dated May 4, 1990 Sarbashree Ashok Nath Bose, Amiya NathBose, and Subrata Bose addressed to Shri V.P. Singh, the then Prime Minister of India, which appears at cor. Pages 3 to 5 of file No.800/6/C/1/90-Pol. of the Prime Minister's Office on the subject, "Netaji Subhas Bose – Bringing in the ashes of" has been sent to the Secretary, Ministry of External Affairs, Government of India, with Commission's confidential letter No. JMCI/Records/2000-01/37(II)/529 dated January 28, 2002 with a request to kindly procure and furnish this Commission as quickly as possible with an authenticated true copy of the report of the American Intelligence Party, as referred to in the said letter dated May 4, 1990, which allegedly went to Taihoku airport from Mc. Arthur's headquarters to make inquiries about the alleged air-crash at Taihoku on August 18, 1945.
15. Xerox copy of the file No. 273/INA received by the Commission from the National Archives of India reveals that the said file was prepared with extracts of different notes and documents relating to the alleged death of Netaji Subhas Chandra Bose on 18th August, 1945 in a plane-crash at Taihoku. The Secretary, Ministry of Defence, Government of India, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/517 dated January 17, 2002 to inform the Commission about the sources of the aforesaid notes and documents.
16. During the visit of the Commission to London in July, 2001 some of the files of the Intelligence and Security Agencies of the Government of the U.K. relating to the relevant period were not allowed to be perused by the Commission on the ground that those were classified confidential files under the order of the Lord

Chancellor. The matter was taken up by the Hon'ble Chairman at personal level with the Lord Archer who assured the Commission that he would take up the matter with the Lord Chancellor. The letter dated December 1, 2001 of the Lord Chancellor addressed to the Lord Archer shows inter alia that those confidential files would not be made available to the Commission and that those files contain no information which is not already made available to the Commission. Lord Archer has been requested by the Hon'ble Chairman in his d.o. No. JMCI/Chairman's Correspondence/2000-01/71/541 dated January 31, 2002 to kindly impress upon the Lord Chancellor to give the Commission an access to those retained papers which may, hopefully, furnish some materials regarding the alleged disappearance of Netaji Subhas Chandra Bose and thereby remove all sorts of speculations and doubts in that regard.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
 'B' Block, (Third Floor)
 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
 (From 01.02.2002 to 28.02.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under the Commission's letter No. JMCI/Stat.Rept./99-2000/33A/549 dated 04.02.2002.
2. As early as September 5, 2001 the Director General of National Archives, Government of India, was requested by Commission by its d.o. No. JMCI/DOC (FOR)/99-2000/56 (Vol.II)/286 of that date to inform the Commission whether they obtained the Micro-Films / Micro-Fiches of the files / documents of the public records office of the British Library which were listed by the team of the Commission after their study of the files / documents in the British Library and the Public Records Office so that the Commission might obtain from the National Archives of India transcriptions from those Micro-Films / Micro-Fiches or authenticated Xerox copies of the entire File No. K 148/A of Mountbatten papers in the Hartley Library of the Southampton University or at least of the papers specifically listed therein. Even though six months have since elapsed the documents called for are still awaited.
3. The Secretary, Ministry of Home Affairs, Government of India, was requested by Commission's letter No. JMCI /Records/N.Delhi/99-2000/37/305 dated September 18, 2001 to let the Commission know immediately what action was taken on the Rajya Sabha Starred Question No. DY. 2198 by Shri K.R. Malkani, M.P. due for answer on 06.03.1996 as mentioned at note sheet page 1 of Prime Minister's Office file No. 915/II/C/6/96-Pol. As also on the letter dated November 20, 1996 of Shri Ramkrishna Hegde addressed to the then President of India, indicating the results of the said actions. The Secretary, Ministry of Home Affairs was also requested in the said letter of the Commission to send to the Commission within six weeks an authenticated Xerox copy of the information furnished by the Government of U.K. as stated in the letter dated 12.03.1999 of the Ministry of Home Affairs, appearing at cor. page 196 of the said file of the Prime Minister's Office. Copies of the aforesaid note sheet page and cor. page were enclosed with the Commission's said letter dated September 18, 2001. The information and documents called for are still awaited.
4. Further affidavit as called for from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 regarding existence / non-existence / availability / non-availability /

- destruction, etc. of the complete records of the proceedings of the trial of I.N.A. personnel, is still to be submitted by the said Ministry before the Commission.
5. A Xerox copy of the report captioned, "Sleeping Bomb lies in Netaji Vault" authored by Shri Chandan Nandy was sent to the Secretary, Ministry of Home Affairs, Government of India, with Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/108 dated 28.05.2001 in terms of the letter No. 10/SPS-11/2001(20)-306 dated 17.05.2001 of the Cabinet Secretariat, Government of India, and the Secretary, Ministry of Home Affairs, was requested to furnish a detailed report on contention of the said article of Shri Chandan Nandy which was published in the "Telegraph", Calcutta, on March 26, 2001. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.
 6. In Commission's letter No. JMCI/Meeting-Hearing/99-2000/57(Vol,II)/349 dated October 8, 2001 certain anomalies noted in the photocopy of File No.915/II/C/6/96-Pol. of the Prime Minister's Office were pointed out to the Secretary of the Prime Minister's Office with the request to furnish necessary explanation / clarification in respect of the said anomalies within eight weeks from the date of receipt of the letter. The said letter appears to have been received in the Prime Minister's Office on October 12, 2001. Their reply is still awaited.
 7. (a) Shri Jayant Prasad, Joint Secretary, Ministry of External Affairs, prayed for two months' time at the time of his examination as a witness before the Commission on December 20, 2001, for filing a supplementary affidavit detailing the developments that have taken place since he filed his affidavit dated 14.12.2001 regarding availability of documents from foreign countries. The Hon'ble Chairman considered and allowed the prayer with the direction that he should state in his supplementary affidavit whether there is any classified documents relating to the terms of reference of the Commission. Even though the said period of two months has expired no such supplementary affidavit has been filed.
 - (b) At the time of her examination before the Commission as a witness on December 20, 2001, Smt. Sangita Gairola stated, inter alia, that a small Committee headed by the Deputy Secretary of the Ministry of Home Affairs has been formed by the Ministry to find out further relevant records and stated that they would require another two months to continue the inquiry to find out other relevant documents. Even though the said period of two months has expired, the result of the said inquiry by the Ministry of Home Affairs is still awaited.
 8. The Hon'ble High Court at Lucknow has passed an Order on February 6, 2001 and directed, inter alia, the Home Secretary, Government of U.P. and the District Magistrate, Faizabad, to get an inventory prepared in quadruplicate of the articles and documents segregated by the Commission and kept in a Steel Box, out of the

articles and documents allegedly belonging to "Gumnam Baba" and kept in the Steel Boxes in the District Treasury of Faizabad; to deliver one copy of the inventory to the Secretary of the Commission along with the Steel Box; to provide adequate security by deputing Police personnel or P.A.C. personnel to accompany the Secretary of the Commission to Calcutta; with the further direction that the expenses for the police escort shall be defrayed by the Commission. The follow up actions, which could not be taken before completion of the Assembly Election in U.P., are going to be taken soon.

9. The Secretary, Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/536 dated 29.01.2002 to kindly send to the Commission immediately authenticated Xerox copies of the rules and procedures prescribed for destruction of files / documents since it appears from the purported Xerox copies of file No.23(156)/51-PM of the Prime Minister's Office as also from their communication dated September 21, 2001 that a number of papers / files of the said office were destroyed.
10. It has been stated, inter alia, in the affidavit dated December 19, 2001 of Smt. Sangita Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India :

"The averments and allegations made therein (i.e. in the affidavits and supplementary affidavits concerned) are matters of records and subject to the consideration by the Hon'ble Commission. Some of the records available with this Ministry have been made over to the Hon'ble Commission and some others have been discovered with this affidavit (i.e. her affidavit dated December 19, 2001) for consideration by the Hon'ble Commission"; and that she has further stated therein that "the Ministry of Home Affairs has also taken up the matter with Ministry of External Affairs, Ministry of Defence, Intelligence Bureau, National Archives of India, and Prime Minister's Office, to go through the documents and if necessary submit an affidavit to the Commission directly."

Hence, the Secretaries of the Ministry of External Affairs, the Prime Minister's Office, and the Ministry of Defence as also the Director of Intelligence Bureau, and the Director General of National Archives of India have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/537 dated 29.01.2002 to send their respective affidavits immediately regarding the averments and allegations made in the relevant affidavits and supplementary affidavits of different deponents, the copies of which were furnished by the Commission with the Ministry of Home Affairs, Government of India.

- 11 (a) The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-

- Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V.P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated September 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It was also stated in the said letter of the Commission that the said letter dated September 13, 1990 with its enclosure and the said note dated September 21, 1990 are available in File No. 800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose – Bringing in the ashes of".
- (b) The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/532 dated January 28, 2002 to let the Commission know as quickly as possible what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated May 23, 1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11, 1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary of the Prime Minister's Office as also of the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs, Government of India. It was stated in the said letter of the Commission that Xerox copies of the aforesaid letters and the note are available in the file No. 800/6/C/I/90-Pol, of the Prime Minister's Office,
- (c) The Director, Press Information Bureau, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/531 dated January 28, 2001 to find out and furnish this Commission with an authenticated true copy of the Press statement, if any, of Mahatma Gandhi which is alleged in the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, authored jointly by Shri Ashok Nath Bose, Shri Amiya Nath Bose, and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, to have been made in 1945 by Mahatma Gandhi to the effect that Netaji did not die in any air-crash on August 18, 1945, after he spoke in detail to Col. Habibur Rahman regarding alleged death of Netaji in an air-crash on August 18, 1945.
- (d) A Xerox copy of all letters dated May 4, 1990 of Sarbasree Ashok Nath Bose, Amiya Nath Bose, and Subrata Bose addressed to Shri V.P. Singh, the then Prime Minister of India, which appears at cor. pages 3 to 5 of file

No. 800/6/C/1/90-Pol., of the Prime Minister's Office on the subject, "Netaji Subhas Bose – Bringing in the ashes of" has been sent to the Secretary, Ministry of External Affairs, Government of India, with Commission's confidential letter No. JMCI/Records/2000-01/37(II)/529 dated January 28, 2002 with the request to kindly procure and furnish this Commission as quickly as possible with an authenticated true copy of the report of the American Intelligence Party, as referred to in the said letter dated May 4, 1990, which allegedly went to Taihoku airport from Mc. Arthur's headquarters to make inquiries about the alleged air-crash at Taihoku on August 18, 1945.

12. During the visit of the Commission to London in July, 2001 some of the files of the Intelligence and Security Agencies of the Government of the U.K. relating to the relevant period were not allowed to be perused by the Commission on the ground that those were classified confidential files under the order of the Lord Chancellor. The matter was taken up by the Hon'ble Chairman at personal level with the Lord Archer who assured the Commission that he would take up the matter with the Lord Chancellor. The letter dated December 1, 2001 of the Lord Chancellor addressed to the Lord Archer shows, inter alia, that those confidential files would not be made available to the Commission and that those files contain no information which is not already made available to the Commission. Lord Archer has been requested by the Hon'ble Chairman in his d.o. No. JMCI/Chairman's Correspondence/2000-01/71/541 dated January 31, 2002 to kindly impress upon the Lord Chancellor to give the Commission an access to those retained papers which may, hopefully, furnish some materials regarding the alleged disappearance of Netaji Subhas Chandra Bose and thereby remove all sorts of speculations and doubts in this regard.
13. (a) Shri Jarnail Singh, Joint Secretary to the Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/543 dated February 1, 2002 to clarify immediately to the satisfaction of the Commission his statement made in his affidavit dated December 18, 2001 filed before the Commission on December 20, 2001 that the Prime Minister's Office : "is not in a position to provide any clarifications / explanation regarding the circumstances under which Late Morarji Desai, the then Prime Minister, had made such statement on the floor of the Parliament", viz., "some further contemporary official documentary records have also become available", in view of the notes and remarks at cor. Pages 26 and 27 of the Secret File No. 2/64/78-PM on the subject, "N.S.C. Bose" received by the Commission from the Prime Minister's Office which appear to show that there were official documents, notes and orders which led the then Prime Minister, Shri Morarji Desai, to make the said statement on August 28, 1978, on the floor of the Parliament (Lok Sabha).

- (b) The Secretary, Prime Minister's Office was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/535 dated January 29, 2002 to send to the Commission immediately authenticated Xerox copies of the Parliamentary proceedings (Lok Sabha) dated August 28, 1978 as also of the notes of the Prime Minister's Office on the subject matter discussed in the Lok Sabha on August 28, 1978 including the matter of disappearance of Netaji Subhas Chandra Bose on which Late Morarji Desai, the then Prime Minister, made his statement on the floor of the Lok Sabha on August 28, 1978.
14. The Secretaries, Ministry of Home Affairs, and Ministry of Information and Broadcasting, Government of India, have been furnished with a copy of the d.o. letter dated February 3, 1998 of Shri R.C. Mazumder (renowned historian) addressed to Shri Morarji Desai, the then Prime Minister of India and of the notes of Shri Mazumder annexed thereto appearing at cor. Pages 16 to 20 of the Secret File No.2/64/78-PM of the Prime Minister's Office and were requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/542 dated February 1, 2002 to kindly furnish the Commission as quickly as possible with documents or authenticated copies thereof relevant to the various contentions of the said letter of Shri Mazumder which appear to be relevant to the terms of reference of the Commission. The documents / authenticated copies called for from them are awaited.
15. The Secretary, Ministry of Home Affairs, Government of India, has been requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/534 dated January 29, 2002 to make available for perusal of the authorized representative(s) of the Commission, Vol. Nos.XVIII, XIX, and XXII and other Volumes (excepting first 17 Volumes) along with other relevant files / documents / records / pertaining to the Khosla Commission which have not yet been sent to this Commission. The response of the Ministry of Home Affairs in the matter is awaited.
16. In reply to d.o. letter No. 25/4/NGO-Vol.VII dated December 18, 2001 of the Director, C.N.V., Ministry of External Affairs, Government of India, the Secretary of the Commission by his d.o. No.JMCI/Overseas-Witness/2000-01/70/499 dated January 9, 2002 has intimated the Director, C.N.V. that the Commission proposes to visit Japan in the second half of March, 2002 and that the tour programme in details will be drawn up and communicated to the Ministry of External Affairs after receiving the requisite details sought for by the Commission from them. The response of the Ministry of External Affairs to the said proposal is still awaited.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
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STATUS REPORT
 (From 01.03. 2002 to 31.03.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's letter No. JMCI/Stat.Rept./99-2000/33A/569 dated 04.03.2002.
2. The hearing of the Commission was held on 21.03.2002 and 22.03.2002 at the Seminar Hall, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Calcutta 700 007.
3. As early as on September 5, 2001 the Director General of National Archives, Government of India, was requested by Commission by its d.o. No. JMCI/DOC(FOR).99-2000/56(Vol.II)/286 of that date to inform the Commission whether they have obtained the Micro-Films/Micro-Fiches of the files/documents which were earmarked by the team of the Commission after their study of the relevant files/documents in the British Library and the Public Records Office and also authenticated xerox copies of the entire File No. K 148/A of Mountbatten papers in the Hartley Library of the Southampton University, all of which they (National Archives) undertook to furnish to the Commission. Even though more than six months have since elapsed those documents are yet to be received by the Commission.
4. The Secretary, Ministry of Home Affairs, Government of India, was requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/305 dated September 18, 2001 to let the Commission know immediately what action was taken on the Rajya Sabha's Starred Question No. DY.2198 by Shri K.R. Malkani, M.P. due for answer on 06.03.1996 as mentioned at notesheet page 1 of Prime Minister's Office File No. 915/II/C/96-Pol. as also on the letter dated November 20, 1996 of Shri Ramkrishna Hegde addressed to the then President of India, indicating the results of the said actions. The Secretary, Ministry of Home Affairs was also requested in the said letter of the Commission to send to the Commission within six weeks an authenticated xerox copy of the information furnished by the Government of U.K. as stated in the letter dated 12.03.1999 of the Ministry of Home Affairs, appearing at Cor.page 196 of the said file of the Prime Minister's Office. Copies of the aforesaid note sheet page and Cor. Page were enclosed with the Commission's said letter dated September 18, 2001. The information and documents called for are still awaited.

5. Further affidavit, as called for from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 regarding existence/non-existence/availability/non-availability/destruction, etc. of the complete records of the proceedings of the trial of I.N.A. personnel, is still to be submitted by the said Ministry before the Commission.
6. A xerox copy of the report captioned "Sleeping Bomb lies in Netaji Vault" authored by Shri Chandan Nandy was sent to the Secretary, Ministry of Home Affairs, Government of India, with Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/108 dated 28.05.2001 in terms of the letter No. 10/SPS-11/2001(20)-306 dated 17.05.2001 of the Cabinet Secretariat, Government of India, and the Secretary, Ministry of Home Affairs, was requested to furnish a detailed report on the contents of the said article of Shri Chandan Nandy which was published in "The Telegraph", Calcutta on March 26, 2001. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.
7. In Commission's letter No. JMCI/Meeting-Hearing/99-2000/57(Vol.II)/349 dated October 8, 2001 certain anomalies noticed in the photo copy of File No. 915/II/C/6/96-Pol. of the Prime Minister's Office were pointed out to the Secretary of the Prime Minister's Office with the request to furnish necessary explanation/clarification in respect of the said anomalies within eight weeks from the date of receipt of the letter. The said letter appears to have been received in the Prime Minister's Office on December 12, 2001. Their reply is still awaited.
8. (a) At the time of her examination before the Commission as a witness on December 20, 2001, Smt. Sangita Gairola, Joint Secretary, Ministry of Home Affairs, stated inter alia that a small Committee headed by the Deputy Secretary of the Ministry of Home Affairs has been formed by the Ministry to find out further relevant records and stated that they would require another two months to continue the inquiry to find out other relevant documents. Even though the said period of two months has expired, the result of the said inquiry by the Ministry of Home Affairs is still awaited.

Mr. Tarakeswar Pal, learned Senior Counsel of the Government of India informed the Commission at the time of its hearing on 22.03.2002 that two Committees, one for searching the documents within the Ministry, and the other for the other Departments of the Ministries have been formed, but the reports of the Committees has not yet reached the Ministry of Home Affairs.

- (b) A supplementary affidavit sworn by Shri Jayant Prasad, Joint Secretary (CNV), Ministry of External Affairs, Government of India, has been received on March 4, 2002 by the Commission. In this affidavit the said

Joint Secretary has stated, inter alia, that there is no other documents in the Ministry, whether classified or unclassified, relating to the terms of reference of this Commission; that the Indian Mission in Washington has informed the Ministry of External Affairs, Government of India that all documents once declassified by the U.S. Government are no longer retained by them and are normally stored in the National Archives, Library of Congress or other similar documentation centres ; that the classified documents of the U.S. Government can be requisitioned under the U.S Freedom of Information Act, only by giving specific details of the documents; and that the said Indian Mission has further conveyed that this is a tardy and complicated process.

9. On a petition filed on behalf of the Commission the Hon'ble Allahabad High Court (Lucknow Bench) has passed an order on February 6, 2002 and permitted the Commission to bring to its head office in Calcutta the sealed box containing the documents and articles selected by the Commission and kept in a Steel Box, out of the articles and documents allegedly belonging to 'Gumnanami Baba' and kept in the Steel Boxes in the District Treasury of Faizabad. Steps could not be taken to bring the said box containing the said selected articles and documents from the District Treasury of Faizabad to the Commission's head office in Calcutta with proper and adequate Police escort before completion of the elections to the Legislative Assembly of the U.P. which commenced on February 14, 2002. After completion of the said elections, some steps were taken for the aforesaid purpose; but the efforts in this regard had to be suspended because of the reported law and order situation in Faizabad. The Principal Private Secretary has left for Faizabad on 06.04.2002 to explore the possibility of bringing the selected articles and documents from the District Treasury of Faizabad to the Commission's head office in Calcutta by railway/road/air, pending receipt of allotment of any fund from the Government of India in 2002-2003.
10. The Secretary Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/536 dated 29.01.2002 to kindly send to the Commission immediately authenticated xerox copies of the rules and procedures prescribed for destruction of files/documents since it appears from the purported xerox copies of file No. .23(156)/51-PM of the Prime Minister's Office as also from their communication dated September 21, 2001 that a number of papers/files of the said office were destroyed.
11. It has been stated inter alia in the affidavit dated December 19, 2001 of Smt. Sangita Gairola, Joint Secretary (IS-D), Ministry of Home Affairs, Government of India :

"The Averments and allegations made therein (i.e. in the affidavits and supplementary affidavits concerned) are matters of records and subject to the consideration by the Hon'ble Commission. Some of the records available with this Ministry have been made over to the Hon'ble

Commission and some others have been discovered with this affidavit (i.e. her affidavit dated December 19, 2001) for consideration by the Hon'ble Commission; and that she has further stated therein that "the Ministry of Home Affairs has also taken up the matter with Ministry of External Affairs, Ministry of Defence, Intelligence Bureau, National Archives of India, and Prime Minister's Office to go through the documents and if necessary submit an affidavit to the Commission directly."

Hence, the Secretaries of the Ministry of External Affairs, the Prime Minister's Office and the Ministry of Defence as also the Director of Intelligence Bureau, and the Director General of National Archives of India have been requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/537 dated 29.01.2002 to send their respective affidavits immediately regarding the averments and allegations made in the relevant affidavits and supplementary affidavits of different deponents, the copies of which were furnished by the Commission with the Ministry of Home Affairs, Government of India. The Ministry of Home Affairs was also requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow-Up)/48(Vol.II)/505 dated 11.01.2002 followed up by a reminder dated 01.03.2002 to send affidavits/supplementary affidavits as also to furnish the original or authenticated copies of the documents mentioned in the affidavits/supplementary affidavits of the deponents concerned. Those are yet to be received from them.

12. (a) The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37 (II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No.800/6/C/I/90-Pol. Dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V.P. Singh, the then Prime Minister of India and of the enclosure thereto which is a xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the "Times of India" (New Delhi) dated September 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It was also stated in the said letter dated 28.01.2002 of the Commission that the said letter dated September 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said note dated September 21, 1990 are available in File No. 800/6/C/I/90-Pol. Of the Prime Minister's Office, on the subject, "Netaji Subhas Bose - Bringing in the ashes of".
- (b) The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/532 dated January 28, 2002 to let the Commission know as quickly as possible what was the outcome of the

action, if any, taken on U.O. No.800/6/C/1/90-Pol. Dated May 23, 1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11, 1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary of the Prime Minister's Office as also of the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs, Government of India. It was stated in the said letter of the Commission that xerox copies of the aforesaid letters and the note are available in the File No. 800/6/C/1/90-Pol. of the Prime Minister's Office.

- (c) The Director, Press Information Bureau, Government of India, has been requested by Commission's confidential letter No.JMCI/Records/2000-01/37(II)/531 dated January 28, 2001 to find out and furnish this Commission with an authenticated true copy of the Press statement, if any, of Mahatma Gandhi which is alleged in the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, authored jointly by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, to have been made in 1945 by Mahatma Gandhi to the effect that Netaji did not die in any air-crash on August 18, 1945, after he spoke in detail to Col. Habibur Rahman regarding alleged death of Netaji in an air-crash on August 18, 1945.
- (d) A xerox copy of a letter dated May 4, 1990 of Sarbashree Ashok Nath Bose, Amiya Nath Bose and Subrata Bose addressed to Shri V.P. Singh, the then Prime Minister of India, which appears at cor. pages 3 to 5 of file No. 800/6/C/1/90-Pol., of the Prime Minister's office on the subject, "Netaji Subhas Bose - Bringing in the ashes of" has been sent to the Secretary, Ministry of External Affairs, Government of India, with Commission's confidential letter No.JMCI/Records/2000-01/37(II)/529 dated January 28, 2002 with the request to kindly procure and furnish this Commission as quickly as possible with an authenticated true copy of the report of the American Intelligence Party, as referred to in the said letter dated May 4, 1990, which allegedly went to Taihoku airport from Mc. Arthur's head quarters to make inquiries about the alleged air-crash at Taihoku on August 18, 1945.

13 During the visit of the Commission to London in July 2001 some of the files of the Intelligence and Security Agencies of the Government of the U.K. relating to the relevant period were not allowed to be perused by the Commission on the ground that those were classified confidential files under the order of the Lord Chancellor. The matter was taken up by the Hon'ble Chairman at personal level

with the Lord Archer who assured the Commission that he would take up the matter with the Lord Chancellor. The letter dated December 1, 2001 of the Lord Chancellor addressed to the Lord Archer shows inter alia that those confidential files would not be made available to the Commission and that those files contain no information which is not already made available to the Commission. Lord Archer has been requested by the Hon'ble Chairman in his d.o. No. JMCI/Chairman's Correspondence/2000-01/71/541 dated January 31, 2002 to kindly impress upon the Lord Chancellor to give the Commission an access to those retained papers which may, hopefully, furnish some materials regarding the alleged disappearance of Netaji Subhas Chandra Bose and thereby remove all sorts of speculations and doubts in this regard. The request has not yet been heeded to.

14. (a) Shri Jarnail Singh, Joint Secretary to the Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(ii)/543 dated February 1, 2002 to clarify immediately to the satisfaction of the Commission his statement made in his affidavit dated December 18, 2001 filed before the Commission on December 20, 2001 that the Prime Minister's Office : "is not a position to provide any clarifications/explanation regarding the circumstances under which Late Morarji Desai, the then Prime Minister, had made such statement on the floor of the Parliament" viz., "some further contemporary official documentary records have also become available", in view of the notes and remarks at cor. Pages 26 and 27 of the Secret File No. 2/64/78-PM on the subject, "N.S.C. Bose" received by the Commission from the Prime Minister's Office which appear to show that there were official document, notes and orders which led the then Prime Minister, Shri Morarji Desai, to make the said statement on August 28, 1978, on the floor of the Parliament (Lok Sabha). The reply given by Shri Jarnail Singh, Joint Secretary to the Prime Minister in his letter No. 915/11/C/2/2000-Pol. dated March 22, 2002 will be placed before the Hon'ble Commission at the appropriate time as desired by him.
- (b) The Secretary, Prime Minister's Office was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/535 dated January 29, 2002 to send to the Commission immediately authenticated xerox copies of the Parliamentary proceedings (Lok Sabha) dated August 28, 1978 as also of the notes of the Prime Minister's Office on the subject matter discussed in the Lok Sabha on August 28, 1978 including the matter of disappearance of Netaji Subhas Chandra Bose on which Late Morarji Desai, the then Prime Minister, made his statement on the floor of the Lok Sabha on August 28, 1978.

The Director (LARRTIS) Lok Sabha Secretariat, New Delhi, as requested by the Prime Minister's Office in PMO ID No. Pt.915/11/C/2/2000-Pol. Dated 25.02.2002 has been requested to send

immediately authenticated xerox copies of the Parliamentary proceedings (Lok Sabha) dated August 28, 1978 and of other papers, if any connected therewith. Those authenticated xerox copies are yet to be received.

- 15 The Secretaries, Ministry of Home Affairs, and Ministry of Information and Broadcasting, Government of India, have been furnished with a copy of the d.o. letter dated February 3, 1978 of Shri R.C. Mazumdar (renowned historian) addressed to Shri Morarji Desai, the then Prime Minister of India and of the notes of Shri Mazumdar annexed thereto appearing at cor. pages 16 to 20 of the Secret File No.2/64/78-PM of the Prime Minister's Office and were requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37 (II)/542 dated February 1, 2002 to kindly furnish the Commission as quickly as possible with documents or authenticated xerox copies thereof relevant to the various contentions of the said letter of Shri Mazumdar which appear to be relevant to the terms of reference of the Commission. The documents/authenticated copies called for from them are awaited.
- 16 The Secretary, Ministry of Home Affairs, Government of India, has been requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/534 dated January 29, 2002 to make available for perusal of the authorised representative(s) of the Commission, Vol.Nos. XVIII, XIX and XXII and other Volumes (excepting first 17 Volumes) along with other relevant files/documents/records pertaining to the Khosla Commission which have not yet been sent to this Commission. The response of the Ministry of Home Affairs in the matter is awaited.
- 17 In reply to two d.o. letters both bearing No.25.4/NGO-Vol.VII dated February 21, 2002 regarding proposed visit of the Commission to Japan to examine – (a) the Witnesses in Japan, and (b) the Witnesses in Taiwan respectively, of the Director (CNV), Ministry of External Affairs, Government of India, addressed to the Secretary of the Commission, the Secretary, Ministry of External Affairs has stated inter alia by Commission's letter No.JMCI/Overseas-Witnesses/2000-01/70/600 and No.JMCI/Overseas-Witness/2000-01/70/601 both dated March 14, 2001 that the Commission does not possess any further details of the Witnesses in Taiwan and has been requested to explore all resources at the disposal of the Ministry of External Affairs to get the addresses and further details of the witnesses in Taiwan and to expedite the matter so that the Commission can visit Japan and Taiwan for examination of the witnesses available there and inspect the places relevant to the point of inquiry as quickly as possible.

In reply to d.o. letter No. 25/4/NGO-Vol.VII dated March 1, 2002 of the Director (CNV), Ministry of External Affairs, Government of India, she was requested by the Secretary of the Commission in his d.o. letter No. JMCI/Overseas-Witness/2000-01/70/629 dated March 26, 2002 to let the Commission know as early as possible the name of the Japanese witness who is willing to depose

- before the Commission and the names of the witnesses in Japan who are not willing to formally dispose, but may be available for interaction with the Commission as intimated in the aforesaid d.o. dated March 1, 2002.
18. The Director (CNV), Ministry of External Affairs, Government of India, with his d.o. letter No.25/4/NGO-Vol.VII dated February 21, 2002 addressed to the Secretary of the Commission which has been received on 01.03.2002 has claimed to have sent a copy of the note recorded by an Officer of the rank of First Secretary of the Indian Mission in New York as also "authenticated true copies of documents based on which our Mission (i.e. Indian Mission) in Tokyo had sent the confirmation that Netaji Subhas Chandra Bose's name did not figure in any list of War Criminals". Those documents are being examined by the Commission.
 19. (a) The Secretary, Ministry of Home Affairs has been requested on 14.03.2002 to report to the Commission the action taken by the Government of India for verification of the news of imprisonment of Netaji in Russia as mentioned in cor. Page 112 of Secret File No. 2(64)/56-68-PM of the Prime Minister's Office, the details of verification actually made and outcome thereof.
 - (b) The Secretary, Ministry of Home Affairs, Government of India, has also been requested on 14.03.2002 to send an authenticated true copy of the news which claimed that Netaji Subhas Chandra Bose had spoken from Moscow radio after the Taskent Agreement as mentioned at cor.page 153 of the Secret File No.2(64)/56-68-PM of the Prime Minister's office, the full text of the radio speech, the full particulars of the student in the name of Subhas Chandrta Bose who allegedly made the broadcast and the true copy of the report sent by the Radio Moscow authority in the matter.
 - (c) The Secretaries, Ministry of Home Affairs, and Ministry of External Affairs, Government of India, have been requested on 14.03.2002 to report to the Commission the details of action taken on the letter dated 15.10.1970 of Shri M.L.Sondhi, M.P. (Lok Sabha) addressed to Shri V.V.Giri, the then President of India which is lying at cor. pages 177 and 177(a) of the Prime Minister Office's Secret File No.2(64)/56-68-PM and the outcome thereof since the said letter appears to contain some important matters relevant for the purpose of inquiry of the Commission.
 20. (a) The Secretary, Ministry of External Affairs, Government of India, has been requested on 14.03.2002 to report to the Commission immediately the outcome of the action referred to in para 2 of the d.o. letter dated January 30,1970 of the Director (EA), Ministry of External Affairs, addressed to Sri Srinivasabardhan, Joint Secretary, Ministry of Home Affairs, Government of India, lying at cor.page 27 of the Prime Minister Office's Secret File No.2(64)/56-70-PM-Pol. Vol.V as also to send

authenticated xerox copies of the relevant documents, if any, received from the U.K., the U.S.A., the U.S.S.R., and Japan by the Ministry of External Affairs as a result of the action taken by them.

- (b) The Secretaries, Ministry of Home Affairs, and Prime Minister's Office, Government of India, have been requested on 14.03.2002 to send to the Commission true copies of Vols.I and II of Prime Minister Office's File No.F-2(64)/56-66-PM and of Prime Minister's Office File No.2(67)/56-62-PM, referred to in U.O. Note dated 04.08.1972 of the Prime Minister's Secretariat sent to the ministry of Home Affairs, Government of India, lying at cor.page 64 of Prime Minister Office's Secret File No.2(64)/56-70-PM. Vol.V and in the Khosla Commission's d.o. letter dated July 5, 1974 which is lying at cor.page 144 of Prime Minister Office's said Secret File.
- (c) The Secretary, Ministry of Home Affairs, has been requested on 14.03.2002 to report to the Commission immediately the action taken on the points made by Shri Samar Guha in his d.o. letter dated December 21, 1973 addressed to the Prime Minister (vide cor.pages 116 to 122) of Prime Minister Office's Secret File No. 2(64)/56-70-PM. Vol.V . other than those points of the said d.o. letter specifically dealt by Shri Tandon, Joint Secretary to the Prime Minister in his U.O.Nos. PMS-370 dated 05.01.1974 vide cor.page 164 of the said file.
- (d) The Secretary, Prime Minister's Office has been requested on 14.03.2002 to report immediately whether any reference was made by the Prime Minister's Office to the head of the Department, out of which the Prime Minister's Secretariat was created and/or to the head of the Department which became the custodian of the two documents mentioned at sub-paras (1) and (2) of the d.o. letter dated January 1, 1974 of the Private Secretary to the Prime Minister addressed to the Director, Nehru Memorial Museum and Library (vide cor.page 123 of Prime Minister's Office's Secret File No.2(64)/56-70-PM. Vol.V) consequent upon the creation of the Prime Minister's Secretariat, to locate the said two vital documents referred to at sub-paras (1) and (2) of the aforesaid d.o. letter dated January 1, 1974.
- (e) The Secretaries, Ministry of Home Affairs, and the Prime Minister's Office have been requested on 14.03.2002 to send to the Commission immediately an authenticated true copy of the answer of the Government to the Lok Sabha Starred Question D.No. 3424 (vide cor. page 132 of the Prime Minister Office's Secret File No.2(64)/56-70-PM. (Vol.V) as also of the Government notes on the supplementaries regarding the said Lok Sabha Question.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.04.2002 to 30.04.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's letter No. JMCI/Stat.Rept./99-2000/33A/33 dated 19.04.2002.
2. Copies of the proceedings dated 21.03.2002 and 22.03.2002 of the Commission and copies of the Status Report as on 19.03.2002 (forenoon) showing action taken on / compliance with orders / directions including those contained in all the earlier proceedings of the Commission were sent to the Secretaries of Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's Office, Cabinet Secretariat, Ministry of Defence, as also to the Director General, National Archives of India and the Director, Intelligence Bureau, Government of India, under Commission's letter Nos. 46, 47, 48, 49, 50, 51 and 52, all dated 29.04.2002.
3. The Secretary, Ministry of Home Affairs, Government of India, was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/305 dated September 18, 2001 to let the Commission know immediately what action was taken on the Rajya Sabha Starred Question No. DY. 2198 by Shri K. R. Malkani, M.P. due for answer on 06.03.1996 as mentioned at note sheet page 1 of Prime Minister's Office File No. 915/II/C/6/96-Pol. as also on the letter dated November 20, 1996 of Shri Ramkrishna Hegde addressed to the then President of India, indicating the results of the said actions. The Secretary, Ministry of Home Affairs was also requested in the said letter of the Commission to send to the Commission within six weeks an authenticated Xerox copy of the information furnished by the Government of U.K. as stated in the letter dated 12.03.1999 of the Ministry of Home Affairs, appearing at cor. Page 196 of the said file of the Prime Minister's Office. Copies of the aforesaid note sheet page and cor. Page were enclosed with the Commission's said letter dated September 18, 2001. The information and documents called for are still awaited.
4. Further affidavit, as called for from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 regarding existence / non-existence / availability / non-availability / destruction, etc. of the complete records of the proceedings of the trial of I.N.A. personnel, is still to be submitted by the said Ministry before the Commission.
5. A Xerox copy of the report captioned, "Sleeping Bomb lies in Netaji Vault" authored by Shri Chandan Nandy was sent to the Secretary, Ministry of Home

Affairs, Government of India, with Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/108 dated 28.05.2001 in terms of the letter No. 10/SPS-11/2001(20)/-306 dated 17.05.2001 of the Cabinet Secretariat, Government of India, and the Secretary, Ministry of Home Affairs, was requested to furnish a detailed report on the contents of the said article of Shri Chandan Nandy which was published in "The Telegraph", Calcutta on March 26, 2001. The response of the Ministry of Home Affairs, Government of India, in the matter is still awaited.

6. In Commission's letter No. JMCI/Meeting-Hearing/99-2000/57(Vol. II)/349 dated October 8, 2001 certain anomalies noticed in the photo copy of File No. 915/II/C/6/96-Pol. of the Prime Minister's Office were pointed out to the Secretary of the Prime Minister's Office with the request to furnish necessary explanation / clarification in respect of the said anomalies within eight weeks from the date of receipt of the letter. The said letter appears to have been received in the Prime Minister's Office on December 12, 2001. Their reply is still awaited.
7. The Secretary, Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37 (Vol. II)/536 dated 29.01.2002 to kindly send to the Commission immediately authenticated Xerox copies of the rules and procedures prescribed for destruction of files / documents since it appears from the purported Xerox copies of file No. 23(156)/51-PM of the Prime Minister's Office as also from their communication dated September 21, 2001 that a number of paper / files of the said office were destroyed.
8. It has been stated inter alia in the affidavit dated December 19, 2001 of Smt. Sangita Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India :

"The averments and allegations made therein (i.e. in the affidavits and supplementary affidavits concerned) are matters of records and subject to the consideration by the Hon'ble Commission. Some of the records available with this Ministry have been made over to the Hon'ble Commission and some others have been discovered with this affidavit (i.e. her affidavit dated December 19, 2001) for consideration by the Hon'ble Commission; and that she has further stated therein that "the Ministry of Home Affairs has also taken up the matter with Ministry of External Affairs, Ministry of Defence, Intelligence Bureau, National Archives of India, and Prime Minister's Office, to go through the documents and if necessary submit an affidavit to the Commission directly."

Hence, the Secretaries of the Ministry of External Affairs, the Prime Minister's Office, and the Ministry of Defence as also the Director of Intelligence Bureau, and the Director General of National Archives of India have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol. II)/537 dated 29.01.2002 to send their respective affidavits immediately regarding the

avermments and allegations made in the relevant affidavits and supplementary affidavits of different deponents, the copies of which were furnished by the Commission with the Ministry of Home Affairs, Government of India. The Ministry of Home Affairs was also requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol. II)/505 dated 11.01.2002 followed up by a reminder dated 01.03.2002 to send affidavits / supplementary affidavits as also to furnish the original or authenticated copies of the documents mentioned in the affidavits / supplementary affidavits of the deponents concerned. Those are yet to be received from them.

9. (a) The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V.P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the "Times of India" (New Delhi) dated September 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It was also stated in the said letter dated 28.01.2002 of the Commission that the said letter dated September 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said note dated September 21, 1990 are available in File No. 800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose - Bringing in the ashes of".
- (b) The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/532 dated January 28, 2002 to let the Commission know as quickly as possible what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated May 23, 1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11, 1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary of the Prime Minister's Office as also of the letter dated May 4, 1990 addressed to Shri V. P. Singh, the then Prime Minister of India, jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs, Government of India. It was stated in the said letter of the Commission that Xerox copies of the aforesaid letters and the note are available in the File No. 800/6/C/I/90-Pol. of the Prime Minister's Office.

- (c) The Director, Press Information Bureau, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/531 dated January 28, 2001 to find out and furnish this Commission with an authenticated true copy of the Press statement, if any, of Mahatma Gandhi which is alleged in the letter dated May 4, 1990 addressed to Shri V. P. Singh, the then Prime Minister of India, authored jointly by Shri Ashok Nath Bose, Shri Amiya Nath Bose, and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, to have been made in 1945 by Mahatma Gandhi to the effect that Netaji did not die in any air-crash on August 18, 1945, after he spoke in detail to Col. Habibur Rahman regarding alleged death of Netaji in an air-crash on August 18, 1945.

As advised by the Director, Public Relations to the Prime Minister in his d.o. letter dated 03.04.2002 addressed to the Secretary of the Commission in reply to Commission's letter No. JMCI/Records/2000-01/33(II)/531 dated January 28, 2002 addressed to the Director, Press Information Bureau, Government of India, the Director, Publication Division, Ministry of Information and Broadcasting, Government of India, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/35 dated April 19, 2002 to find out whether there was any such Press statement of Mahatma Gandhi and if so, to furnish this Commission with an authenticated true copy of the said Press statement.

- (d) A Xerox copy of a letter dated May 4, 1990 of Sarbashree Ashok Nath Bose, Amiya Nath Bose, and Subrata Bose addressed to Shri V. P. Singh, the then Prime Minister of India, which appears at cor. Pages 3 to 5 of file No. 800/6/C/1/90-Pol., of the Prime Minister's Office on the subject, "Netaji Subhas Bose - Bringing in the ashes of" has been sent to the Secretary, Ministry of External Affairs, Government of India, with Commission's confidential letter No. JMCI/Records/2000-01/37(II)/529 dated January 28, 2002 with the request to kindly procure and furnish this Commission as quickly as possible with an authenticated true copy of the report of the American Intelligence Party, as referred to in the said letter dated May 4, 1990, which allegedly went to Taihaku airport from Mc. Arthur's headquarters to make inquiries about the alleged air-crash at Taihoku on August 18, 1945.

Shri Jayant Prasad, Joint Secretary (AMS & CNV), Ministry of External Affairs, Government of India, with his d.o. letter No. 25/4/NGO-Vol. VII dated March 31, 2001 received by the Commission on 19.04.2002 has enclosed a copy of the note of the Prime Minister's Office bearing No. PMO ID No. 915/11/C/5/2001-Pol. dated March 7, 2002 endorsed to the Director (CNV), Ministry of External Affairs, which states inter alia that the authenticated true copy of the aforesaid report of the American Intelligence Party is not available with the Prime Minister's Office. Shri

Jayant Prasad, Joint Secretary (CNV), Ministry of External Affairs, Government of India, in his affidavit dated 01.04.2002 filed before this Commission has stated inter alia : "No further documents relating to the point of inquiry of the Commission save and except the record of the interview of Shri K. P. S. Menon with Stalin is available in the possession and / or under the control of the Ministry of External Affairs."

10. During the visit of the Commission to London in July, 2001 some of the files of the Intelligence and Security Agencies of the Government of the U.K. relating to the relevant period were not allowed to be perused by the Commission on the ground that those were classified confidential files under the order of the Lord Chancellor. The matter was taken up by the Hon'ble Chairman at personal level with the Lord Archer who assured the Commission that he would take up the matter with the Lord Chancellor. The letter dated December 1, 2001 of the Lord Chancellor addressed to the Lord Archer shows inter alia that those confidential files would not be made available to the Commission and that those files contain no information which is not already made available to the Commission. Lord Archer has been requested by the Hon'ble Chairman in his d.o. No. JMCI/Chairman's Correspondence/2000-01/71/541 dated January 31, 2002 to kindly impress upon the Lord Chancellor to give the Commission an access to those retained papers which may, hopefully, furnish some materials regarding the alleged disappearance of Netaji Subhas Chandra Bose and thereby remove all sorts of speculations and doubts in this regard. The request has not yet been heeded to.
11. The Secretary, Prime Minister's Office was requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/535 dated January 29, 2002 to send to the Commission immediately authenticated Xerox copies of the Parliamentary proceedings (Lok Sabha) dated August 28, 1978 as also of the notes of the Prime Minister's Office on the subject matter discussed in the Lok Sabha on August 28, 1978 including the matter of disappearance of Netaji Subhas Chandra Bose on which Late Morarji Desai, the then Prime Minister, made his statement on the floor of the Lok Sabha on August 28, 1978.

The Director (LARRTIS) Lok Sabha Secretariat, New Delhi, as requested by the Prime Minister's Office in PMO ID No Pt. 915/11/C/2/2000-Pol. dated 25.02.2002 has been requested to send immediately authenticated Xerox copies of the Parliamentary proceedings (Lok Sabha) dated August 28, 1978 and of other papers, if any connected therewith.

The Xerox copies of the relevant portion of the said proceedings have been received on 29.04.2002 from the Lok Sabha Secretariat with their letter No. 505/OVD/2002/ED dated April 23, 2002. The same is being examined.

12. The Secretaries, Ministry of Home Affairs, and the Ministry of Information and Broadcasting, Government of India, have been furnished with a copy of the d.o. letter dated February 3, 1978 of Shri R. C. Mazumder (renowned historian) addressed to Shri Morarji Desai, the then Prime Minister of India and of the notes of Shri Mazumder annexed thereto appearing at cor. Pages 16 to 20 of the Secret File No. 2/64/78-PM of the Prime Minister's Office and were requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/542 dated February 1, 2002 to kindly furnish the Commission as quickly as possible with documents or authenticated Xerox copies thereof relevant to the various contentions of the said letter of Shri Mazumder which appear to be relevant to the terms of reference of the Commission. The documents / authenticated copies called for from them are awaited.
13. The Secretary, Ministry of Home Affairs, Government of India, has been requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/534 dated January 29, 2002 to make available for perusal of the authorized representative(s) of the Commission, Vol. Nos. XVIII, XIX, and XXII and other Volumes (excepting first 17 Volumes) along with other relevant files / documents / records pertaining to the Khosla Commission which have not yet been sent to this Commission. The response of the Ministry of Home Affairs in the matter is awaited.
14. In reply to two d.o. letters both bearing No. 25/4/NGO-Vol. VII dated February 21, 2002 regarding proposed visit of the Commission to Japan to examine – (a) the Witnesses in Japan, and (b) the Witnesses in Taiwan respectively, of the Director (CNV), Ministry of External Affairs, Government of India, addressed to the Secretary of the Commission, the Secretary, Ministry of External Affairs has been stated inter alia by Commission's letters No. JMCI/Overseas-Witnesses/2000-01/70/600 and No. JMCI/Overseas-Witnesses/2000-01/70/601 both dated March 14, 2001 that the Commission does not possess any further details of the witnesses in Taiwan and has been requested to explore all resources at the disposal of the Ministry of External Affairs to get the addresses and further details of the witnesses in Taiwan and to expedite the matter so that the Commission can visit Japan and Taiwan for examination of the witnesses available there and inspect the places relevant to the points of inquiry as quickly as possible.

In reply to d.o. letter No. 25/4/NGO-Vol. VII dated March 1, 2002 of the Director (CNV), Ministry of External Affairs, Government of India, she was requested by the Secretary of the Commission in his d.o. letter No. JMCI/Overseas/Witness/2000-01/70/629 dated March 26, 2002 to let the Commission know as early as possible the name of the Japanese witness who is willing to depose before the Commission and the names of the witnesses in Japan who are not willing to formally depose, but may be available for interaction with the Commission as intimated in the aforesaid d.o. dated March 1, 2002.

15. (a) The Secretary, Ministry of Home Affairs has been requested on 14.03.2002 to report to the Commission the action taken by the Government of India for verification of the news of imprisonment of Netaji in Russia as mentioned in cor. Page 112 of Secret File No. 2(64)/56-68-PM of the Prime Minister's Office, the details of verification actually made and outcome thereof.
- (b) The Secretary, Ministry of Home Affairs, Government of India, has also been requested on 14.03.2002 to send an authenticated true copy of the news which claimed that Netaji Subhas Chandra Bose had spoken from Moscow radio after the Taskent Agreement as mentioned at cor. Page 153 of the Secret File No. 2(64)/56-68-PM of the Prime Minister's Office, the full text of the radio speech, the full particulars of the student in the name of Subhas Chandra who allegedly made the broadcast and the true copy of the report sent by the Radio Moscow authority in the matter.
- (c) The Secretaries, Ministry of Home Affairs, and Ministry of External Affairs, Government of India, have been requested on 14.03.2002 to report to the Commission the details of action taken on the letter dated 15.10.1970 of Shri M. L. Sondhi, M.P. (Lok Sabha) addressed to Shri V. V. Giri, the then President of India, which is lying at cor. Pages 177 and 177(a) of Prime Minister Office's Secret File No. 2(64)/56-68-PM and the outcome thereof since the said letter appears to contain some important matters relevant for the purpose of inquiry of the Commission.
16. (a) The Secretary, Ministry of External Affairs, Government of India, has been requested on 14.03.2002 to report to the Commission immediately the outcome of the action referred to in para 2 of the d.o. letter dated January 30, 1970 of the Director (EA), Ministry of External Affairs, addressed to Sri Srinivasabardhan, Joint Secretary, Ministry of Home Affairs, Government of India, lying at cor. Page 27 of the Prime Minister Office's Secret File No. 2(64)/56-70/PM-Pol. Vol. V as also to send authenticated Xerox copies of the relevant documents, if any, received from the U.K., the U.S.A., the U.S.S.R., and Japan by the Ministry of External Affairs as a result of the action taken by them.

Shri Jayant Prosad, Joint Secretary (AMS and CNV), Ministry of External Affairs, Government of India, in his d.o. letter No. 25/4/NGO-Vol. VII dated April 19, 2002 has stated inter alia :

".....the response received from our Mission in the U.S.A., U.S.S.R. and Japanwere communicated to the Ministry of Home Affairs. Copies of the communication from our Mission are enclosed. It maybe seen, however, that no documents were received from our Mission. As regards U.K., no response from our Mission is available in our records". The matter is being examined.

- (b) The Secretaries, Ministry of Home Affairs, and Prime Minister's Office, Government of India, have been requested on 14.03.2002 to send to the Commission true copies of Vols. I and II of Prime Minister Office's File No F-2(64)/56-66-PM and of Prime Minister's Office File No. 2(67)/56-62-PM, referred to in U.O. Note dated 04.08.1972 of the Prime Minister's Secretariat sent to the Ministry of Home Affairs, Government of India, lying at cor. Page 64 of Prime Minister Office's Secret File No. 2(64)/56-70-PM. Vol. V and in the Khosla Commission's d.o. letter dated July 5, 1974 which is lying at cor. Page 144 of Prime Minister Office's said Secret File.

The authenticated true copies of Prime Minister Office's File No. 2(64)/56-66-PM (Vol. I and II) have been received under Prime Minister Office's No. 915/11/5/2001-Pol. dated April 12, 2002 wherein it has been mentioned inter alia that the Prime Minister's Office is having no files bearing No.2(67)/56-62-PM. The receipt of both the Volumes of the aforesaid file of the Prime Minister's Office has been acknowledged and they are being examined.

- (c) The Secretary, Ministry of Home Affairs, has been requested on 14.03.2002 to report to the Commission immediately the action taken on the points made by Shri Samar Guha in his d.o. letter dated December 21, 1973 addressed to the Prime Minister (vide cor. Pages 116 to 122) of Prime Minister Office's Secret File No. 2(64)/56-70-PM. Vol. V, other than those points of the said d.o. letter specifically dealt by Shri Tandon, Joint Secretary to the Prime Minister in his U.O. No. PMS-370 dated 05.01.1974 vide cor. Page 164 of the said file.
- (d) The Secretary, Prime Minister's Office has been requested on 14.03.2002 to report immediately whether any reference was made by the Prime Minister's Office to the head of the Department, out of which the Prime Minister's Secretariat was created and / or to the head of the Department which became the custodian of the two documents mentioned at sub-paras (1) and (2) of the d.o. letter dated January 1, 1974 of the Private Secretary to the Prime Minister addressed to the Director, Nehru Memorial Museum and Library (vide cor. Page 123 of Prime Minister Office's Secret File No. 2(64)/56-70-PM. Vol. V) consequent upon the creation of the Prime Minister's Secretariat, to locate the said two vital documents referred to at sub-paras (1) and (2) of the aforesaid d.o. letter dated January 1, 1974.

The Prime Minister's Office in their letter No. 915/11/C/5/2001-Pol. dated April 11, 2002 has reported inter alia :

"It may be further added that since P.M.'s Secretariat Office was not created out of any Department question of making reference to any such

Department does not arise. Moreover, the said document being of pre-1947 period, do not constitute a part of this office record and therefore we have no knowledge as to under whose custody these two documents might have passed. Hence, this office is not in a position to provide any clue for locating these documents.”

- (e) The Secretaries, Ministry of Home Affairs, and the Prime Minister's Office have been requested on 14.03.2002 to send to the Commission immediately an authenticated true copy of the answer of the Government to the Lok Sabha Starred Question D. No. 3424 (vide cor. Page 132 of the Prime Minister Office's Secret File No. 2(64)/56-70-PM. Vol. V) as also of the Government notes on the supplementary regarding the said Lok Sabha Questions.

17. As early as on September 5, 2001 the Director General of National Archives, Government of India, was requested by Commission by its d.o. No. JMCI/DOC(FOR)/99-2000/56 (Vol. II)/286 of that date to inform the Commission whether they have obtained the Micro-Films / Micro Fiches of the files / documents which were earmarked by the team of the Commission after their study of the relevant files / documents in the British Library and the Public Records Office and also authenticated Xerox copies of the entire File No. K 148/A of Mountbatten papers in the Hartley Library of the Southampton University, all of which they (National Archives) undertook to furnish to the Commission. The Deputy Director of Archives of his d.o. letter No. 9-2(5)/2001-PA dated April 5, 2002 has informed that the National Archives of India has recently received Micro-Film rolls of selected files from the British Library as well as Hartley Library, University of Southampton, U.K.; that reader printer copies of the same are being prepared for onward transmission to the Commission; and that Micro-Film rolls from Public Record Office, London, are still awaited. The said reader printer copies are yet to be received by the Commission from the National Archives of India.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
 'B' Block, (Third Floor)
 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
 (From 01.05. 2002 to 31.05.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's letter No. JMCI/Stat.Rept./99-2000/33A/66 dated 03.05.2002.
2. On receipt of the affidavit dated February 1, 2002 of Shri Falguni Rajkumar, Joint Secretary (TRG) and C.A.O., Ministry of Defence, Government of India, further affidavit was called for, preferably within four weeks, from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 stating therein categorically as to whether the complete records of the proceedings of the trial of the I.N.A. personnel, which are prima-facie records of historical importance, do exist or not and if not, the precise reasons for non-existence of those important records may be stated and if those records have been destroyed, the reasons for the date and place of destruction of the records, and whether copies or Micro-films/Micro-Fiches of those documents have been preserved and if not preserved, the reasons therefor may also be stated in their further affidavit which is yet to be submitted by the said Ministry before the Commission.
3. It has been stated inter alia in the affidavit dated December 19, 2001 of Smt. Sangita Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India :

"The averments and allegations made therein (i.e. in the affidavits and supplementary affidavits concerned) are matters of records and subject to the consideration by the Hon'ble Commission. Some of the records available with this Ministry have been made over to the Hon'ble Commission and some others have been discovered with this affidavit (i.e. her affidavit dated December 19, 2001) for consideration by the Hon'ble Commission; and that she has further stated therein that "the Ministry of Home Affairs has also taken up the matter with Ministry of External Affairs, Ministry of Defence, Intelligence Bureau, National Archives of India, and Prime Minister's Office, to go through the documents and if necessary submit an affidavit to the Commission directly."

Hence, the Secretaries of the Ministry of External Affairs, the Prime Minister's Office, and the Ministry of Defence as also the Director of Intelligence Bureau,

and the Director General of National Archives of India were requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol.II)/537 dated 29.01.2002 to send their respective affidavits immediately regarding the averments and allegations made in the relevant affidavits and supplementary affidavits of different deponents, the copies of which were furnished by the Commission with the Ministry of Home Affairs, Government of India. The Ministry of Home Affairs was also requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48 (Vol.II)/505 dated 11.01.2002 followed up by reminders dated 11.01.2002, dated 01.03.2002, and dated 02.05.2002 to send affidavits/supplementary affidavits as also to furnish the original or authenticated copies of the documents mentioned in the affidavits/supplementary affidavits of the deponents concerned. The affidavit and the enclosures thereto received from the Intelligence Bureau are being scrutinized while those are yet to be received from others.

4. The Secretary, Ministry of Defence, Government of India, was informed by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/517 dated January 17, 2002 that Xerox copy of File No.273/INA received by the Commission from the National Archives of India reveals that the said file was prepared with extracts of different notes and documents relating to alleged death of Netaji Subhas Chandra Bose on 18th August, 1945 in plane crash at Taihoku and he was requested to inform the Commission about the sources of those notes and documents. The Ministry of Defence, Government of India, by their letter No. 2191/NIC/H/99 dated February 11, 2002 has stated inter alia that in 1946 all files/records related to Netaji Subhas Chandra Bose and I.N.A. were collected by the Combined Services of Detailed Interrogation Centre (CSDIC); that those records were subsequently transferred to the Historical Section (now History Division) ; and that the History Division, Ministry of Defence has no information about the sources of, the notes and documents available in, File No.273/INA.
5. (a) The Secretary, Ministry of Home Affairs, Government of India, was requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. Dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V.P.Singh, the then Prime Minister of India and of the enclosure thereto which is a xerox copy of the news titled. "Fresh Clue on Netaji's Death" published in the "Times of India" (New Delhi) dated September 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It was also stated in the said letter dated 28.01.2002 of the Commission that the said letter dated September 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said note dated September 21, 1990 are available in File No. 800/6/C/I/90-

Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose – Bringing in the ashes of". The reply of the Ministry of Home Affairs is still awaited.

(b) The Secretary, Ministry of External Affairs, Government of India, was requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/532 dated January 28, 2002 to let the Commission know as quickly as possible what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated May 23, 1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11, 1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary of the Prime Minister's Office as also of the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs, Government of India. It was stated in the said letter of the Commission that xerox copies of the aforesaid letters and the note are available in the File No. 800/6/C/I/90-Pol. of the Prime Minister's Office. The reply of the Ministry of External Affairs is still awaited.

(c) The Director, Press Information Bureau, Government of India, was requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/531 dated January 28, 2002 to find out and furnish this Commission with an authenticated true copy of the Press statement, if any, of Mahatma Gandhi which is alleged in the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, authored jointly by Shri Ashok Nath Bose, Shri Amiya Nath Bose, and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, to have been made in 1945 by Mahatma Gandhi to the effect that Netaji did not die in any air-crash on August 18, 1945, after he spoke in detail to Col. Habibur Rahman regarding alleged death of Netaji in an air-crash on August 18, 1945.

In response thereto the Director, Public Relations to the Prime Minister requested the Commission, by his d.o. letter dated 03.04.2002, to communicate with the Director, Publication Division, Ministry of Information and Broadcasting, Government of India, and pursuant thereto, the latter has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/35 dated April 19, 2002 to find out whether there was any such Press statement of Mahatma Gandhi and if so, to furnish this

Commission with an authenticated true copy of said Press statement.

- (d) A xerox copy of a letter dated May 4, 1990 of Sarbashree Ashok Nath Bose, Amiya Nath Bose, and Subrata Bose addressed to Shri V.P. Singh, the then Prime Minister of India, which appears at cor.pages 3 to 5 of file No. 800/6/C/I/90-Pol., of the Prime Minister's office on the subject, "Netaji Subhas Bose - Bringing in the ashes of" was sent to the Secretary, Ministry of External Affairs, Government of India, with Commission's confidential letter No.JMCI/Records/2000-01/37(II)/529 dated January 28, 2002 with the request to kindly procure and furnish this Commission as quickly as possible with an authenticated true copy of the report of the American Intelligence Party, which allegedly went to Taihoku airport from Mc. Arthur's headquarters to make inquiries about the alleged air-crash at Taihoku on August 18, 1945.

Shri Jayant Prasad, Joint Secretary (AMS & CNV), Ministry of External Affairs, Government of India, along with his d.o. letter No. 25/4/NGO-Vol.VII dated March 31, 2002 has enclosed a copy of the note of the Prime Minister's Office bearing No. PMO ID No.915/11/C/5/2001-Pol. dated March 7, 2002 endorsed to the Director (CNV), Ministry of External Affairs, which states inter alia that the authenticated true copy of the aforesaid report of the American Intelligence Party is not available with the Prime Minister's Office. Shri Jayant Prasad, in his affidavit dated 01.04.2002 filed before this Commission has stated inter alia : "No further documents relating to the point of inquiry of the Commission save and except the record of the interview of Shri K.P.S. Menon with Stalin..... is available in the possession and/or under the control of the Ministry of External Affairs."

6. During the visit of the Commission to London in July, 2001 some of the files of the Intelligence and Security Agencies of the Government of the U.K. relating to the relevant period were not allowed to be perused by the Commission on the ground that those were classified confidential files under the order of the Lord Chancellor. The matter was taken up by the Hon'ble Chairman at personal level with the Lord Archer who assure the Commission that he would take up the matter with the Lord Chancellor. The letter dated December 1, 2001 of the Lord Chancellor addressed to the Lord Archer shows inter alia that those confidential files would not be made available to the Commission and that those files contain no information which is not already made available to the Commission. Lord Archer was then requested by the Hon'ble Chairman in his d.o. No. JMCI/Chairman's Correspondence/2000-01/71/541 dated January 31, 2002 to kindly impress upon the Lord Chancellor to give the Commission an access to those retain papers which may, hopefully, furnish some materials regarding the

alleged disappearance of Netaji Subhas Chandra Bose and thereby remove all sorts of speculations and doubts in this regard. In reply Lord Peter Archer has stated in his d.o. letter dated May 3, 2002 inter alia : " I fear that my powers of persuasions have not secured their release.....if you and the Government of India consider it essential to take this forward, I can only suggest that there may be greater success if diplomatic representations were made between Governments."

7. By Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/543 dated February 1, 2002 Shri Jarnail Singh, Joint Secretary, Prime Minister's Office, Government of India, was informed that in view of the facts and circumstances appearing from cor.pages 26 and 27 of the Secret File No. 2/64/78-PM of the Prime Minister's Office, it was difficult to accept his assertion made in the affidavit dated December 18, 2001 filed before the Commission that the Prime Minister's Office "is not in a position to provide any clarification/explanation regarding the circumstances under which Late Morarji Desai, the then Prime Minister of India, had made such statement on the floor of the Parliament", which reads as follows : " some further contemporary official documentary records have also become available. In the light of those doubts and contradictions and those records Government find it difficult to accept the earlier conclusions (of Shah Nawaz Khan Committee and Khosla Commission) are decisive." The reply given by Shri Jarnail Singh, Joint Secretary to the Prime Minister in his letter No.915/11/C/2/2000-Pol. dated March 22, 2002 states inter alia : " The materials in file No. 2/64/78-PM (Secret), include letters from non-government personalities with reference to old newspapers and notes thereon and we in our humble understanding did not find any contemporary 'official' documentary records therein". Since it appears to be inconceivable that the Prime Minister of a country would make such a statement relying solely on some correspondences from non-official personalities and newspapers reports , the Hon'ble Chairman has decided to express his views in the matter at the appropriate stage.
- 8 The Secretaries, Ministry of Home Affairs, and Ministry of Information and Broadcasting, Government of India, were furnished with a copy of the d.o. letter dated February 3, 1978 of Shri R.C. Mazumder (renowned historian) addressed to Shri Morarji Desai, the then Prime Minister of India and of the notes of Shri Mazumder annexed thereto appearing at cor.pages 16 to 20 of the Secret File No.2/64/78-PM of the Prime Minister's Office and were requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/542 dated February 1, 2002 to kindly furnish the Commission as quickly as possible with documents or authenticated xerox copies thereof relevant to the various contentions of the said letter of Shri Mazumder which appear to be relevant to the terms of reference of the Commission. The documents/authenticated copies called for from them are still awaited.
- 9 The Secretary, Ministry of Home Affairs, Government of India, was requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/534 dated

January 29, 2002 to make available for perusal of the authorised representative(s) of the Commission, Vol. Nos. XVIII, XIX, and XXII and other Volumes (excepting first 17 Volumes) along with other relevant files/documents/records pertaining to the Khosla Commission which have not yet been sent to this Commission. The response of the Ministry of Home Affairs in the matter is awaited.

- 10 In reply to two d.o. letters both bearing No.25/4/NGO-Vol.VII dated February 21, 2002 regarding proposed visit of the Commission to Japan to examine – (a) the witnesses in Japan, and (b) the witnesses in Taiwan respectively, received from the Director (CNV), Ministry of External Affairs, the Secretary, Ministry of External Affairs has been informed that the Commission does not possess any further details of the witnesses in Taiwan and therefore Ministry of External Affairs may explore all resources at their disposal to obtain the addresses and further details of the witnesses in Taiwan and in reply to the letter dated March 31, 2002 of the Ministry of External Affairs, the Commission by its letter dated April 30, 2002 furnished the particulars of the witnesses examined in Taiwan by the Khosla Commission as are available from the plain typed copies of their depositions recorded by the the Khosla Commission. The Commission by its letter No. JMCI/Overseas/Witness/2000-01/70/629 dated March 26, 2002 requested the Ministry of External Affairs to intimate the name of the Japanese witness who is willing to depose before the Commission and the names of the witnesses in Japan who are not willing to formally depose, but may be available for interaction with the Commission as intimated in their d.o. dated March 1, 2002. No further response of the Ministry of External Affairs, Government of India, has been received as yet.
- 11 (a) The Secretary, Ministry of Home Affairs has been requested on 14.03.2002 to report to the Commission the action taken by the Government of India for verification of the news of imprisonment of Netaji in Russia as mentioned in cor.page 112 of Secret File No. 2 (64)/56-68-PM of the Prime Minister's Office, the detail of verification actually made and outcome thereof. The report is still awaited.
- (b) The Secretary, Ministry of Home Affairs, Government of India, has also been requested on 14.03.2002 to send an authenticated true copy of the news which claimed that Netaji Subhas Chandra Bose had spoken from Moscow radio after the Taskent Agreement as mentioned at cor.page 153 of the Secret File No.2(64)/56-68-PM of Prime Minister's Office, the full text of the radio speech, the full particulars of the student in the name of Subhas Chandra who allegedly made the broadcast and the true copy of the report sent by the Radio Moscow authority in the matter. The particulars and the documents called for are still awaited.
- (c) The Secretaries Ministry of Home Affairs, and Ministry of External Affairs, Government of India, have been requested by Commission's letter

No. JMCI/Records/N.Delhi/99-2000/37(II)/608(2) dated 14.03.2002 to report to the Commission the details of action taken on the letter dated 15.10.1970 of Shri M.L. Sondhi, M.P. (Lok Sabha) addressed to Shri V.V.Giri, the then President of India, which is lying at cor.pages 177 and 177(a) of Prime Minister's Office's Secret File No. 2(64)/56-68-PM and the outcome thereof since the said letter appears to contain some important matters relevant for the purpose of inquiry of the Commission.

12. The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/607 dated 14.03.2002 to report to the Commission immediately the outcome of the action referred to in para 2 of the d.o. letter dated January 30, 1970 of the Director (EA), Ministry of External Affairs, addressed to Sri Srinivasabardhan, Joint Secretary, Ministry of Home Affairs, Government of India, lying at cor.page 27 of the Prime Minister Office's Secret File No.2(64)/56-70/PM-Pol. Vol.V as also to send authenticated xerox copies of the relevant documents, if any, received from the U.K., the U.S.A., the U.S.S.R., and Japan by the Ministry of External Affairs as a result of the action taken by them. In reply to the Commission's aforesaid letters being No.607 and 608 (2) both dated 14.03.2002 Shri Jayant Prosad, Joint Secretary (ANS and CNV), Ministry of External Affairs, Government of India, in his d.o. letter No.25/4/NGO-Vol.VII dated April 19, 2002 has stated inter alia: "..... the response received from our Mission in the U.S.A., U.S.S.R. and Japan..... were communicated to the Ministry of Home Affairs, copies of the communication from our Mission are enclosed. It may be seen, however, that no documents were received from our Mission. As regards U.K. no response from our Mission is available in our records."

Shri Jayant Prosad has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/70 dated May 6, 2002 to kindly inform the Commission as to whether there has been any further inquiry as mentioned in the xerox copy of the telegram from the Indian Embassy in Washington which is one of the enclosures to his above quoted d.o. letter dated 19.04.2002, about the materials on Netaji's disappearance, and whether the Ministry of External Affairs pursued further the matter and if so, the Commission might be informed of the results of pursuing the matter for further inquiries.

13. The authenticated true copies of File No.2 (64)/56-66 Vol.(I & II) - PM as called for by the Commission on 14.03.2002 have been received from the Prime Minister's Office along with their No.915/11/5/2001-Pol. dated April 12, 2002. Those are being scrutinized. It has been stated in the said letter dated April 12, 2002 of the Prime Minister's Office that they are having no file bearing No.2(67)/56-62-PM though the said file No. is mentioned in the U.O. Note dated 04.08.1972 of the Prime Minister's Secretariat as also in the Khosla Commission's d.o. letter dated July 5, 1974 which are lying at cor.page 64 and cor.page 144 respectively of the Prime Minister's Secretariat File No.2 (64)/56-70-PM, Vol. V.

14. The Secretary, Ministry of Home Affairs, has been requested on 14.03.2002 to report to the Commission immediately the action taken on the points made by Shri Samar Guha in his d.o. letter dated December 21, 1973 addressed to the Prime Minister (vide cor.pages 116 to 122) of Prime Minister Office's Secret File No.2(64)/56-70-PM. Vol.V, other than those points of the said d.o. letter specifically dealt by Shri Tandon, Joint Secretary to the Prime Minister in his U.O. No. PMS-370 dated 05.01.1974 vide cor.page 164 of the said file.
15. The Secretary, Prime Minister's Office has been requested on 14.03.2002 to report immediately whether any reference was made by the Prime Minister's Office to the Head of the Department, out of which the Prime Minister's Secretariat was created and/or to the Head of the Department which became the custodian of the two documents mentioned at sub-paras (1) and (2) of the d.o. letter dated January 1, 1974 of the Private Secretary to the Prime Minister addressed to the Director, Nehru Memorial Museum and Library (vide cor.page 123 of the Prime Minister Office's Secret File No.2(64)/56-70-PM. Vol. V) consequent upon the creation of the Prime Minister's Secretariat, to locate the said two vital documents referred to at sub-paras (1) and (2) of the aforesaid d.o. letter dated January 1, 1974. The Prime Minister's Office in their letter No.915/11/C/5/2001-Pol. dated April 11, 2002 has reported inter alia :

“ It may be further added that since Prime Minister's Secretariat Office was not created out of any Department question of making reference to any such Department does not arise. Moreover, the said document being of pre-1947 period, do not constitute a part of this office record and therefore we have no knowledge as to under whose custody these two documents might have passed. Hence, this office is not in a position to provide any clue for locating these documents.”

16. The Secretaries, Ministry of Home Affairs, and the Prime Minister's Office have been requested on 14.03.2002 to send to the Commission immediately an authenticated true copy of the answer of the Government to the Lok Sabha Starred Question D. No 3424 (vide cor. Page 132 of the Prime Minister Office's Secret File No. 2(64)/56-70-PM. Vol. V. as also of the Government notes on the supplementaries regarding the said Lok Sabha Questions. The document called for are still awaited.
17. As early as on September 5,2001 the Director General of National Archives, Government of India, was requested by Commission by its d.o. No.JMCI/DOC(FOR)/99-2000/56 (Vol.II)/286 of that date to inform the Commission whether they have obtained the Micro-Films/Micro-Fiches of the files/ documents which were earmarked by the team of the Commission after their study of the relevant files/ documents in the British Library and the Public Records Office and also authenticated xerox copies of the entire file No.K 148/A of Mountbatten papers in the Hartley Library of the Southampton University , all

- of which they (National Archives) undertook to furnish to the Commission. Some documents collected by the National Archives, Government of India, from the U.K. have been received by the Commission on June 3, 2002 which are being scrutinized. Some documents reportedly collected by the National Archives of India from the U.K. are expected to be received by the Commission by the first week of June, 2002.
18. We have received from the Ministry of External Affairs, Government of India, some papers which show that the name of Netaji Subhas Chandra Bose was not in the list of "War Criminals" Those papers are being scrutinized.
 19. A xerox copy of the report captioned "Sleeping Bomb lies in Netaji Vault," authored by Shri Chandan Nandy was sent to the Secretary, Ministry of Home Affairs, Government of India, with Commission's letter No. JMCI/Records/N.Delhi/99-2000/37/108 dated 28.05.2001 in terms of the letter No. 10/SPS-11/2001 (20) -306 dated 17.05.2001 of the Cabinet Secretariat, Government of India, and the Secretary, Ministry of Home Affairs, was requested to furnish a detailed report on the contents of the said article of Shri Chandan Nandy which was published in the "Telegraph," Calcutta on March 26, 2001. The Ministry of Home Affairs could not find out any materials in this regard after necessary inquiries made by them on perusal of the aforesaid news item.
 20. In Commission's letter No. JMCI/Meeting-Hearing/99-2000/57 (Vol. II)/349 dated October 8, 2001 certain anomalies noticed in the photo copy of File No. 915/II/C/6/96-Pol. of the Prime Minister's Office were pointed out to the Secretary of the Prime Minister's Office with the request to furnish necessary explanation/clarification in respect of the said anomalies within eight weeks from the date of receipt of the letter. The said letter appears to have been received in the Prime Minister's Office on December 12, 2001. The reply given recently by the Prime Minister's Office is under scrutiny.
 21. On a petition filed on behalf of the Commission, the Hon'ble Allahabad High Court (Lucknow Bench) has passed an order on February 6, 2002 and permitted the Commission to bring to its Head Office in Calcutta the sealed box containing the documents and articles selected by the Commission out of the articles and documents allegedly belonging to 'Gumnami Baba' and kept in the said Steel Boxes in the District Treasury of Faizabad. After crossing many hurdles, the aforesaid sealed box could be brought from the District Treasury at Faizabad to the Head Office of the Commission in Kolkata and the contents thereof are being scrutinized.
 22. The Secretary, Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37 (Vol. II)/536 dated 29.01.2002 to kindly send to the Commission immediately, authenticated xerox copies of the rules and procedures prescribed for destruction of files/documents since it

appears from the purported xerox copies of file No. 23 (156) /51-PM of the Prime Minister's Office as also from their communication dated September 21, 2001 that a number of papers/files of the said office were destroyed. The documents called for are yet to be received.

23. By Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/2000-2001/67/228 dated August 1, 2001 sent by Registered Post with A/D to the Ministry of Home Affairs, Government of India, it has been stated that it is not clear from their letter No. I/12014/10/2001-IS (D.III) dated July 4, 2001 whether or not the Ministry of Home Affairs, Government of India, is at all concerned in the matter of furnishing the documents mentioned are relied upon by the deponents referred to in Commission's letter No. JMCI/Affidavit-Averments (Follow Up)/2000-2001/67/132 dated May 30, 2001 and they were requested to file a supporting affidavit in the matter by an Officer, not below the rank of Joint Secretary of the Department within four weeks from the date of receipt of this letter. A reminder was sent to the Ministry of Home Affairs, Government of India, by Commission's letter No. JMCI/Affidavit-Averments (Follow Up) / 2000-2001/67/320 dated September 20, 2001 wherein they were also requested to indicate the name of the authority concerned of the Government of India against each of the documents mentioned and relied upon by the said deponents since those particulars are essentially required by the Commission to pursue effectively with the authorities concerned of the Government of India, as advised by the Ministry of Home Affairs in the aforesaid letter dated July 4, 2001, for production before the Commission their respective documents concerned. The said report and the affidavit are yet to be received by the Commission from the Ministry of Home Affairs, Government of India.
24. The documents received from different Archives in the Russian Federation by the Russian Foreign Office at the behest of the Indian Mission in Moscow and sent to the Commission by the Ministry of External Affairs, Government of India, along with their English translation of those documents are being scrutinized by the Commission on getting verification of the correctness of the said English translation by Dr. (Mrs.) Purabi Roy.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
 'B' Block, (Third Floor)
 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
 (From 01.06.2002 to 30.06.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's letter No. JMCI/Stat.Rept./99-2000/33A/106 dated 06.06.2002.
2. (a) Hearing of the Commission took place on 10.06.2002 at the Seminar Hall, Annexe Building, Mahajati Sadan, 166, Chittaranjan Avenue, Kolkata 700007 to ascertain the relevancy, if any, of the articles and documents recovered from the dwelling place of one 'Gumnami Baba' in Faizabad, U.P. and since brought to the Commission's office in Kolkata with the permission of the Lucknow Bench of the Allahabad High Court. In course of the hearing, one witness, viz., Shri Kartick Chakravarty, Office Secretary of the Netaji Research Bureau at Netaji Bhavan, Kolkata, was examined who, pursuant to the order of the Commission, produced authenticated photostat copies of specimens of documents containing handwritings of Netaji in Bengali and English and signatures of Netaji in Bengali, English and Hindi on behalf of Netaji Research Bureau from their custody (though the said Bureau was asked to produce the originals thereof).
- (b) Notices have been issued to all deponents and others concerned for the purpose of the next hearing of the Commission scheduled to be held on 16.07.2002 and if need be, on 17.07.2002 at 11.00 o'clock in the forenoon at the lounge of the Circuit House of Jalpaiguri, when the Commission, besides transacting other business, is likely to examine the following witnesses :
 - (1) Shri Bikash Chandra Guha , residing at Maynaguri, Dist. Jalpaiguri;
 - (2) Shri Lalit Mohon Chowdhury, residing at Maynaguri, Dist. Jalpaiguri;
 - (3) Shri Sudhangsu Kumar Poddar, residing at Maynaguri, Dist. Jalpaiguri;
 - (4) Shri Sudhir Kumar Poddar, residing at Maynaguri, Dist. Jalpaiguri

- (5) Shri Nikhil Chandra Ghatak, Senior Advocate, Jalpaiguri Court;
and
- (6) Shri Sujit Biswas, East Aurobinda Nagar.

3. On receipt of the affidavit dated February 1, 2002 of Shri Falguni Rajkumar, Joint Secretary (TRG) and C.A.O., Ministry of Defence, Government of India, further affidavit was called for, preferably within four weeks, from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001 stating therein categorically as to whether the complete records of the proceedings of the trial of the I.N.A. personnel, which are prima-facie records of historical importance, do exist or not and if not, the precise reasons for non-existence of those important records may be stated and if those records have been destroyed, the reasons for and the date and place of destruction of the records, and whether copies of Micro-films / Micro-fiches of those documents have been preserved and if not preserved, the reasons therefor may also be stated in their further affidavit which is yet to be submitted by the said Ministry before the Commission.

4. It has been stated inter alia in the affidavit dated December 19, 2001 of Smt. Sangita Gairola, Joint Secretary (IS-I), Ministry of Home Affairs, Government of India :

"The averments and allegations made therein (i.e. in the affidavits and supplementary affidavits concerned) are matters of records and subject to the consideration by the Hon'ble Commission. Some of the records available with this Ministry have been made over to the Hon'ble Commission and some others have been discovered with this affidavit (i.e. her affidavit dated December 19, 2001) for consideration by the Hon'ble Commission;" and that she has further stated therein that "the Ministry of Home Affairs has also taken up the matter with Ministry of External Affairs, Ministry of Defence, Intelligence Bureau, National Archives of India, and Prime Minister's Office; to go through the documents and if necessary submit an affidavit to the Commission directly."

Hence, the Secretaries of the Ministry of External Affairs, the Prime Minister's Office, and the Ministry of Defence as also the Director of Intelligence Bureau, and the Director General of National Archives of India were requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol. II)/537 dated 29.01.2002 to send their respective affidavits immediately regarding the averments and allegations made in the relevant affidavits and supplementary affidavits of different deponents, the copies of which were furnished by the Commission with the Ministry of Home Affairs, Government of India. The Ministry of Home Affairs was also requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(Vol. II)/505 dated 11.01.2002

- followed up by reminders dated 11.01.2002, dated 01.03.2002, and dated 02.05.2002 to send affidavits / supplementary affidavits as also to furnish the original or authenticated copies of the documents mentioned in the affidavits / supplementary affidavits of the deponents concerned. The affidavit and the enclosures thereto since received from the Intelligence Bureau are being scrutinized while those are yet to be received from others in spite of persistent persuasion by the Commission.
5. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/120 dated June 14, 2002 to send a report to the Commission immediately stating :-
- i) When and under what circumstances the papers listed in page Nos. 1 and 2 of the P.M.O.'s Secret File No. 23(156)/51-PM were destroyed;
 - ii) Whether there was any specific Order of any competent authority for destruction of those papers;
 - iii) Whether any contemporary list of papers destroyed, was made under the signature of any competent authority; and
 - iv) Whether any copies of those papers destroyed have been preserved and if so, what are the contents of those destroyed papers.
6. (a) The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V.P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xrox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated September 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It has also been stated in the said letter dated 28.01.2002 of the Commission that the said letter dated September 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said note dated September 21, 1990 are available in File No. 800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose - Bringing in the ashes of". The reply of the Ministry of Home Affairs is still awaited.
- (b) The Secretary, Ministry of External Affairs, Government of India, has been requested by Commission's confidential letter No.

JMCI/Records/2000-01/37(II)/532 dated January 28, 2002 to let the Commission know as quickly as possible what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated May 23, 1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11, 1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary of the Prime Minister's Office as also of the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs, Government of India. It has been stated in the said letter of the Commission that Xerox copies of the aforesaid letter and the note are available in the File No. 800/6/C/I/90-Pol. of the Prime Minister's Office. The reply of the Ministry of External Affairs is still awaited.

- (c) The Director, Press Information Bureau, Government of India, as requested by Commission's confidential letter No. JMCI/Records/2000-01/37(II)/531 dated January 28, 2002 to find out and furnish this Commission with an authenticated true copy of the Press statement, if any, of Mahatma Gandhi which is alleged in the letter dated May 4, 1990 addressed to Shri V.P. Singh, the then Prime Minister of India, authored jointly by Shri Ashok Nath Bose, Shri Amiya Nath Bose, and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, to have been made in 1945 by Mahatma Gandhi to the effect that Netaji did not die in any air-crash on August 18, 1945, after he spoke in detail to Col. Habibur Rahman regarding alleged death of Netaji in an air-crash on August 18, 1945. The response is still awaited.

7. By Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/542 dated February 1, 2002 the Secretaries, Ministry of Home Affairs, and Ministry of Information and Broadcasting have been furnished with a copy of d.o. letter dated February 3, 1998 of Shri R. C. Mazumder (renowned historian) addressed to Shri Morarji Desai, the then Prime Minister and of the notes of Shri Mazumder annexed to his aforesaid letter appearing at cor. Pages 16 to 20 of the P.M.O.'s Secret File No. 2(64)/78-PM and they have been requested to kindly furnish the Commission as quickly as possible with documents or authenticated copies thereof relevant to the contentions in the aforesaid d.o. letter dated 03.02.1998 and the enclosure thereto. The Ministry of Information and Broadcasting by their letter dated 11.06.2002 has intimated that the documents as desired by the Commission in its aforesaid letter dated February 1, 2002 are not available with that Ministry. No reply has yet been received in this regard from the Ministry of Home Affairs.

8. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/534 dated January 29, 2002 to make available for perusal of the authorized representative(s) of the Commission, Vol. Nos. XVIII, XIX, and XXII and other Volumes (excepting first 17 Volumes) along with other relevant files / documents / records pertaining to the Khosla Commission which have not yet been sent to this Commission. The response of the Ministry of Home Affairs in the matter is still awaited.
9. (a) The Secretary, Ministry of Home Affairs has been requested on 14.03.2002 to report to the Commission the action taken by the Government of India for verification of the news of imprisonment of Netaji in Russia as mentioned in cor. Page 112 of Secret File No. 2(64)/56-68-PM of the Prime Minister's Office, the details of verification actually made and outcome thereof. The report is still awaited.
- (b) The Secretary, Ministry of Home Affairs, Government of India, has also been requested on 14.03.2002 to send an authenticated true copy of the news which claimed that Netaji Subhas Chandra Bose had spoken from Moscow radio after the Tashkent Agreement as mentioned at cor. Page 153 of the Secret File No. 2(64)/56-68-PM of the Prime Minister's Office, the full text of the radio speech, the full particulars of the student in the name of Subhas Chandra who allegedly made the broadcast and the true copy of the report sent by the Radio Moscow authority in the matter. The particulars and the documents called for are still awaited.
- (c) The Secretaries, Ministry of Home Affairs, and Ministry of External Affairs, Government of India, have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/608(2) dated 14.03.2002 to report to the Commission the details of action taken on the letter dated 15.10.1970 of Shri M. L. Sondhi, M.P. (Lok Sabha) addressed to Shri V. V. Giri, the then President of India, which is lying at cor. pages 177 and 177(a) of Prime Minister Office's Secret File No. 2(64)/56-68-PM and the outcome thereof since the said letter appears to contain some important matters relevant for the purpose of inquiry of the Commission. Their response is still awaited.
10. Shri Jayant Prosad, Joint Secretary, Ministry of External Affairs, has been requested by the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/70 dated May 6, 2002 to kindly inform the Commission as to whether there has been any further inquiry as mentioned in the Xerox copy of the Telegram from the Indian Embassy in Washington which has been sent as one of the enclosures to his d.o. letter No. 25/4/NGO-VII dated April 19, 2002 about the materials on Netaji's disappearance, and whether the Ministry of External Affairs pursued further the matter and if so, the Commission might be informed of the result of their pursuing the matter for further inquiry. The response is awaited.

11. The Secretary, Ministry of Home Affairs, has been requested on 14.03.2002 to report to the Commission immediately the action taken on the points made by Shri Samar Guha in his d.o. letter dated December 21, 1973 addressed to the Prime Minister vide cor. Pages 116 to 122 of Prime Minister Office's Secret File No. 2(64)/56-70-PM. Vol. V, other than those points of the said d.o. letter specifically dealt by Shri Tandon, Joint Secretary to the Prime Minister in his U.O. No. PMS-370 dated 05.01.1974 vide cor. Page 164 of the said file. The report is still awaited.
12. The Secretaries, Ministry of Home Affairs, and the Prime Minister's Office have been requested on 14.03.2002 to send to the Commission immediately an authenticated true copy of the answer of the Government to the Lok Sabha Starred Question D. No. 3424 vide cor. Page 132 of the Prime Minister Office's Secret File No.2(64)/56-70-PM. Vol. V. as also of the Government notes on the supplementary regarding the said Lok Sabha Questions. The documents called for are still awaited.
13. The Commission has received on June 3, 2002 the Reader Printer copies of Roll Nos. 1 to 7 of the British Library, London and a copy of the File No. K 148 A of the Mountbatten paper of the University of Southampton Hartley Library (U.K.). The Commission by its d.o. letter No. JMCI/DOC(FOR)/99-2000/56(II)/101 dated June 3, 2002 addressed to Shri Baqar, Deputy Director of Archives has requested the latter to let the Commission know the latest position about the Micro-film Rolls to be obtained from the Public Record Office, U.K.
14. The Secretary, Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol. II)/536 dated 29.01.2002 to kindly send to the Commission immediately, authenticated Xerox copies of the rules and procedures prescribed for destruction of files / documents since it appears from the purported Xerox copies of file No. 23(156)/51-PM of the Prime Minister's Office as also from their communication dated September 21, 2001 that a number of papers / files of the said office were destroyed. The documents called for are yet to be received.
15. Further response from the Ministry of External Affairs regarding finalization of the visit of the Commission to Taiwan, in continuation of its proposed visit to Japan, is still awaited.
16. By Commission's letter No. JMCI/N.Delhi/99-2000/37(II)/35 dated 19.04.2002, the Director (Publication Division), Ministry of Information and Broadcasting, Government of India, has been informed that in a letter dated 04.05.1990 addressed to the Prime Minister of India, authored jointly by Shri Ashok Nath Bose, Shri Amiya Nath Bose, and Shri Subrata Bose, all nephews of Subhas Chandra Bose it was stated that Mahatma Gandhi granted an interview to Col. Habibur Rahman in 1945 and after speaking to him in details, issued a Press

statement that Netaji did not die in any air-crash on August 18, 1945 and that the said letter is lying in File No. 800/6/C/I/90-Pol. of the Prime Minister's Office and the said Director has been requested to find out whether there was any such Press statement of Mahatma Gandhi and if so, to furnish this Commission with an authenticated copy of the said Press statement. The response is still awaited.

17. (a) The attention of the Secretary, Ministry of External Affairs, has been drawn by Commission's letter No. JMCI/DOC (FOR)/99-2000/56(II)/125 dated June 17, 2002 to the d.o. letter March 26, 1991 of Shri Digbijay Singh, Deputy Minister for External Affairs, Government of India, addressed to Prof. Samar Guha which inter alia stated that the Ministry of External Affairs had already initiated follow up action with regard to high-level investigation into the secret documents on the disappearance of Netaji SubhasChandra Bose and that the Ministry of External Affairs would keep Prof. Samar Guha informed of any further developments. A copy of the said d.o. letter of Prof. Guha has been enclosed with the Commission's said letter dated June 17, 2002. The Secretary, Ministry of External Affairs has been requested in the said letter to kindly send immediately authenticated true copies of the said Secret documents as also of the report showing the outcome of the said high-level investigation into the said secret documents on the disappearance of Netaji Subhas Chandra Bose. The response is still awaited.
- (b) With Commission's letter No. JMCI/DOC (FOR)/99-2000/56(II)/124 dated June 17, 2002 a copy of the note dated 26.03.1992 of Shri Alok Prosad has been enclosed wherein it is stated inter alia : "Soviet Foreign Office has received letters from Shri Samar Guha regarding documents stated to be in their possession and that they were making inquiries into the matter." By the said letter of the Commission the Secretary, Ministry of External Affairs has been requested to kindly report the outcome of the inquiries made by the Soviet authorities and send an authenticated Xerox copies of their report in the matter. The said Secretary has also been requested to send an authenticated Xerox copy of the C.C.P.A.'s decision in March, 1991 as referred to at Serial (4) of the said note of Shri Alok Prosad. The response is still awaited.
18. By the Commission's letter dated 17.06.2002 the Secretary, Prime Minister's Office, Government of India, has been requested inter alia to kindly report to the Commission immediately :
- (a) Whether the Prime Minister's Office possesses originals of the Netaji Subhas Chandra Bose's purported Messages dated December 26, 1945, January 1, 1946 and February, 1946, appearing at pages 21 and 22 of Prime Minister Office's Confidential File No. 870/11/P/16/92-Pol. on the subject, "Disappearance of Netaji Subhas Chandra Bose - p.p.s reg."

which prima-facie appear to have been broadcast after the alleged air-crash on August 18, 1945;

- (b) If so, what was / were the source / sources from which the original messages were obtained by the Prime Minister's Office;
- (c) If not, whether any inquiry was made by the Government of India about the source and authenticity of those messages; and
- (d) What is the result of such inquiry ?

It has also been pointed out in the said letter dated June 17, 2002 of the Commission that the keeping of the aforesaid copies of the purported messages of Netaji in the said confidential file of the P.M.O. without any comment on or even any mention of any of those messages in the note sheets in the said file tends to give rise to a presumption that the copies of the said purported messages have some authenticity, or, at least, sanctity, which may justify the Commission's taking cognizance of the probative value of the messages.

19. The Secretary, Ministry of Home Affairs, has been requested by Commission's letter No. JMCI/Study (PMO) – Follow Up/2002-03/84/155 dated 27.06.2002 to kindly report immediately whether any treaty was signed / ratified by the Government of India in 1971 by which the limitation of time bar regarding arrest and trial of War Criminals was withdrawn and, if so, who were the War Criminals of India or of Indian origin or of the British India for whose arrest and trial India signed the treaty in 1971.
20. (a) By the Commission's letter No. JMCI/Study(PMO)-Follow Up/2002-03/84/136 dated 21.06.2002 the attention of the Secretary, Prime Minister's Office has been drawn to cor. Pages 7 to 10 of the P.M.O.'s Secret File No. 870/11/P/10/93-Pol. Vol. I which contain a Xerox copy of the letter dated March 13, 1993 jointly signed by Shri Triguna Sen, Shri Amiya Kumar Mazumder, and Shri Aurobinda Nath Bose addressed to the President of India which was acknowledged to have been received by the Prime Minister, vide his d.o. letter dated March 25, 1993 addressed to the President of India at cor. Page 11 of the said file. The Secretary, Prime Minister's Office has been requested in the said letter dated 21.06.2002 to let the Commission know immediately what action was taken on the aforesaid letter dated 13.03.1993 and what was the outcome thereof.
- (b) By Commission's letter No. JMCI/Study (PMO)-Follow Up/2002-03/84/135 dated June 21, 2002 the attention of the Secretary, Ministry of Home Affairs, has been drawn to the endorsement bearing No. 870/11/P/10/93-Pol. dated 08.04.1993 of the Director, Prime Minister's Office to the Home Secretary, New Delhi, coupled with a copy of the letter dated March 13, 1993 jointly authored by Shri Triguna Sen, Shri

Amiya Kumar Mazumder, and Shri Autobinda Nath Bose addressed to the President of India which was forwarded by the Prime Minister's Office to the Home Secretary for appropriate action. The Secretary, Ministry of Home Affairs, has been requested in the said letter dated 21.06.2002 to let the Commission know immediately what action was taken on the aforesaid letter dated 13.03.1993 and what was the outcome thereof.

21. The attention of the Secretary, Ministry of Home Affairs, has been drawn to Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/48(III)/356 dated October 9, 2002 sent to him by Registered Post with A/D. requesting for sending immediately to the Commission authenticated true copies of the papers / documents concerning Serial Nos. (ii), (iii), (iv), (v), and (vi) of para 1 of the letter No. 281/12/1/2000-PS dated September 19, 2001 of the Cabinet Secretariat, Government of India, addressed to the Commission vide letter's reminder sent to the Secretary, Ministry of Home Affairs on 14.06.2002. The said papers and documents are yet to be received.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
'B' Block, (Third Floor)
11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
(From 01.07.2002 to 31.07.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's letter No. JMCI/Stat.Rept./99-2000/33A/173 dated 03.07.2002 sent by Registered Post on 05.07.2002.
2. The hearing of the Commission took place on 16.07.2002 in the Conference Hall of the Circuit House at Jalpaiguri, West Bengal, in course of which the Chairman examined seven witnesses. Under authority of the Chairman Shri P.K. Sengupta, Secretary of the Commission examined one ailing witness on Commission at his residence at Raikatpara, P.O. & Dist. Jalpaiguri on 17.07.2002.
3. On receipt of the affidavit dated February 1, 2002 of Shri Falguni Rajkumar, Joint Secretary (TRG) and C.A.O., Ministry of Defence, Government of India, further affidavit has been called for, preferably within four weeks, from the Ministry of Defence, Government of India, by Commission's letter No. JMCI/Record/N.Delhi/99-2000/37/57 dated May 3, 2001, sent by Registered Post with A/D, with a request to state therein categorically as to whether the complete records of the proceedings of the trial of the I.N.A. personnel, which are prima-facie records of historical importance, do exist or not and if not, the precise reasons for non-existence of those important records may be stated and if those records have been destroyed, the reasons for and the date and place of destruction of the records, and whether copies of Micro-films / Micro-fiches of those documents have been preserved and if not preserved, the reasons therefor. The said further affidavit is yet to be submitted.
4. Shri Kamal Pandey, Secretary, Ministry of Home Affairs, Government of India, has been requested again by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(IV)/217 dated July 26, 2002 to kindly cause filing of the counter-affidavits of affidavits-in-opposition of the Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's Office, Cabinet Secretariat, Ministry of Defence, and Intelligence Bureau, in respect of averments / contentions / allegations contained in the affidavits / supplementary affidavits of different deponents within four weeks from the date of receipt of the letter failing which it may be presumed that they do not want to file any counter-affidavits or affidavits-in-opposition. The said letter dated July 26, 2002 of the Commission has also been endorsed to the Secretaries, Ministry of External Affairs, Prime Minister's Office, Ministry of Defence, Cabinet Secretariat as also to the

- Director, Intelligence Bureau and sent on 30.07.2002 by Registered Post with A/D for their information and favour of taking necessary action.
5. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/120 dated June 14, 2002 to send a report to the Commission immediately stating :-
- i) When and under what circumstances the papers listed in page Nos. 1 and 2 of the P.M.O.'s Secret File No. 23(156)/51-PM were destroyed;
 - ii) Whether there was any specific Order of any competent authority for destruction of those papers;
 - iii) Whether any contemporary list of papers destroyed, was made under the signature of any competent authority; and
 - iv) Whether any copies of those papers destroyed have been preserved and if so, what are the contents of those destroyed papers.

The said report is still awaited.

6. (a) The Secretary, Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/223 dated July 30, 2002 to kindly furnish the Commission as early as possible with the documents or authenticated Xerox copies thereof relevant to the various contentions of the letter dated February 3, 1978 of Late R.C. Mazumder (renowned historian) addressed to Late Morarji Desai, the then Prime Minister of India, and of the note of Late Mazumder annexed to his aforesaid letter which appear at cor. Pages 16 to 20 of the P.M.O.'s Secret File No. 2/64/78-PM.
- (b) The Secretaries, Ministry of External Affairs, and Prime Minister's Office have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/224(2) dated July 30, 2002 to report to the Commission the action taken by the Government of India for verification of the news of imprisonment of Netaji Subhas Chandra Bose in Russia as mentioned in cor. Page 112 of the Prime Minister's Office's Secret File No. 2(64)/56-68-PM, the details of verification which was actually made and the outcome thereof. Xerox copies of the said cor. Page 112 were furnished to them.
- (c) The Secretary, Ministry of External Affairs has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/225 dated July 30, 2002 to send the full text of the Radio speech as referred to in cor. Page 153 of P.M.O.'s Secret File No. 2(64)/56-68-PM, the full

- particulars of the student in the name of Subhas Chandra who allegedly made the said radio broadcast and a true copy of the report sent by the Radio Moscow Authority in the matter. A Xerox copy of the said cor. Page 153 was enclosed with the said letter of the Commission.
- (d) The Secretaries, Ministry of External Affairs, and Prime Minister's Office have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/226(2) dated July 30, 2002 to report to the Commission immediately the details of action taken on the letter dated 15.10.1970 of Shri M. L. Sondhi, M.P. (Lok Sabha) addressed to the then President of India and the outcome of the said action. Copies of the said letter of Shri Sondhi appearing at cor. Pages 177 and 177(a) of the P.M.O.'s Secret File No. 2(64)/56-68-PM were enclosed with the said letters of the Commission.
- (e) The Secretary, Prime Minister's Office has been requested again by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/227 dated July 30, 2002 to send to the Commission immediately true copies of Volms. I & II of the P.M.O.'s file Nos. F-2(64)/56-66-PM and 2(67)/56-62-PM as mentioned in cor. Pages 64 and 144 of the P.M.O.'s Secret File No. 2(64)/56-70-PM Vol. V.
- (f) The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/228 dated July 30, 2002 to report to the Commission immediately the action taken on the points made by Shri Samar Guha in his d.o. letter dated December 21, 1973 addressed to the then Prime Minister appearing at cor. Pages 116 to 122 of the P.M.O.'s Secret File No. 2(64)/56-70-PM Vol. V, other than those points therein specifically dealt by Shri Tandon, Joint Secretary to the Prime Minister in his U.O. No. PMS-370 dated 05.01.1974 appearing at cor. Page 164 of the said file.
7. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/188 dated July 12, 2002 to furnish the Commission immediately with the documents mentioned against four Com. Nos., Viz., com.11, 30 (R)(2) 30(S)(2), and 30(V)(1) since those documents do not appear to have been submitted to the Commission as yet which is supposed to be done by the Prime Minister's Office as mentioned in the 3rd para of the d.o. letter No. IV/8(66)/2001-2184 dated 12.12.2001 of Shri Sanjoy Sinha, Joint Director, IB, Government of India, addressed to the Secretary of the Commission, a Xerox copy of which has been enclosed with the aforesaid letter of the Commission dated July 12, 2002.
8. The Secretary, Ministry of Home Affairs, Government of India, has again been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/121 dated June 14, 2002 to send immediately authenticated

- true copies of the papers/ documents concerning Sl. Nos. (ii), (iii), (iv), (v), and (vi) of para 1 of the letter No. 281/12/1/2000-TS dated September 19, 2001 of the Cabinet Secretariat, Government of India, addressed to the Commission. A copy of the said letter of the Cabinet Secretariat has been enclosed with the Commission's aforesaid letter dated June 14, 2002. The said records are still awaited.
9. Shri Sanjay Sinha, Joint Director, Intelligence Bureau, (M.H.A.), Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/99 dated May 29, 2002 to offer his comments on the averments of Shri Sunil Gupta in his affidavit dated May 8, 2002 which is a rejoinder to the affidavit dated 11.12.2001 of Shri Sanjay Sinha. A copy of the affidavit of Shri Gupta has been enclosed with the aforesaid letter dated May 29, 2002 of the Commission. The reply is still awaited.
10. (a) The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's registered confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V. P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated Sept. 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It has also been stated in the said letter dated 28.01.2002 of the Commission that the said letter dated Sept. 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said note dated Sept. 21, 1990 are available in File No. 800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose / Bringing in the ashes of". A self-contained reminder has been sent to the Secretary, Ministry of External Affairs by Registered Post with A/D vide Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/195 dated July 22, 2002. The reply of the Ministry is still awaited.
- (b) The Director, Publication Division, Ministry of Information and Broadcasting has been requested by Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(II)/35 dated 19.04.2002 to find out and furnish this Commission with an authenticated true copy of the Press statement, if any, of Mahatma Gandhi, which is alleged in the letter dated May 4, 1990 addressed to Shri V. P. Singh, the then Prime Minister of India, authored jointly by Shri Ashoke Nath Bose, Amiya Nath Bose, and Shri Subrata Bose, all nephews of Subhas Chandra Bose, to have been made in 1945 to the effect that Netaji did not die in any air-crash on August 18, 1945, after he spoke in details to Col. Habibur Rahman

regarding alleged death of Netaji in an air crash on August 18, 1945. The response is still awaited.

11. The Secretary, Prime Minister's Office, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(Vol. II)/536 dated 29.01.2002 to kindly send to the Commission immediately, authenticated Xerox copies of the rules and procedures prescribed for destruction of files / documents since it appears from the purported Xerox copies of file No. 23(156)/51-PM of the Prime Minister's Office as also from their communication dated Sept. 21, 2001 that a number of papers / files of the said office were destroyed. A self-contained reminder has been sent to the Secretary, Prime Minister's Office by Registered Post with A/D, vide Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/196 dated July 22, 2002. The reply of the Prime Minister's Office is still awaited.
12. Further response from the Ministry of External Affairs regarding finalization of the visit of the Commission to Taiwan, in continuation of its proposed visit to Japan, is still awaited.
13. (a) The attention of the Secretary, Ministry of External Affairs has been drawn by Commission's registered letter No. JMCI/DOC(FOR)/99-2000/56(II)/125 dated June 17, 2002 to the d.o. letter dated March 26, 1991 of Shri Digbijay Singh, Deputy Minister for External Affairs, Government of India, addressed to Prof. Samar Guha which inter alia stated that the Ministry of External Affairs had already initiated follow up action with regard to high-level investigation into the secret documents on the disappearance of Netaji Subhas Chandra Bose and that the Ministry of External Affairs would keep Prof. Samar Guha informed of any further development. A copy of the said d.o. letter of Prof. Guha has been enclosed with the Commission's said letter dated June 17, 2002. The Secretary, Ministry of External Affairs has been requested in the said letter dated 17.06.2002 of the Commission to kindly send immediately authenticated true copies of the said secret documents as also of the report showing the outcome of the said high-level investigation into the said secret documents on the disappearance of Netaji Subhas Chandra Bose. The response is still awaited.
- (b) With Commission's registered letter No. JMCI/DOC(FOR)/99-2000/56(II)/124 dated June 17, 2002 addressed to the Secretary, Ministry of External Affairs, Government of India, a copy of the note dated 26.03.1992 of Shri Alok Prosad, appearing at note sheet page 2 of the P.M.O.'s confidential File No. 870/11/P/16/92-Pol., has been enclosed wherein it is stated inter alia : "Soviet Foreign Office has received letters from Shri Samar Guha regarding documents stated to be in their possession and that they were making inquiries into the matter." By the said letter of the Commission the Secretary, Ministry of External Affairs has been requested to kindly report the outcome of the inquiries made by the Soviet authorities and send an authenticated Xerox copy of their report

in the matter:- The said Secretary has also been requested to send an authenticated Xerox copy of the C.C.P.A.'s decision in March, 1991 as referred to at Serial (4) of the said note of Shri Alok Prosad. The response is still awaited.

14. By Commission's registered letter No. JMCI/Records/2000-01/37(II)/532 dated January 28, 2002, the attention of the Secretary, Ministry of External Affairs, has been drawn to U.O. No. 800/6/C/1/90-Pol. dated May 23, 1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11, 1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary, Prime Minister's Office, as also of the letter dated May 4, 1990 addressed to Shri V. P. Singh, the then Prime Minister of India, jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs. The Secretary, Ministry of External Affairs has been requested in the said letter dated January 28, 2002 of the Commission to let the Commission know as quickly as possible what was the outcome of the action, if any, taken on those letters. The reply is still awaited.

15. By Commission's registered letter No. JMCI/DOC(FOR)/99-2000/56(IV)/193 dated July 19, 2002, the Secretary, Ministry of External Affairs has been furnished with a Xerox copy of letter No. 915/11/C/2/2002-Pol. dated July 8, 2002 of the Director, Prime Minister's Office, Government of India, which is in reply to the Commission's letter No. JMCI/DOC(FOR)/99-2000/56(II)/123 dated June 17, 2002 and the Secretary, Ministry of External Affairs has been requested to kindly furnish answers immediately to the queries made in the aforesaid letter dated June 17, 2002 of the Commission, a copy of which has been enclosed with the Commission's letter dated June 19, 2002 referred to above. The queries are as noted below :
 - (a) Whether the Prime Minister's Office possesses originals of the Netaji Subhas Chandra Bose's purported Messages dated December 26, 1945, January 1, 1946 and February, 1946, appearing at pages 21 and 22 of Prime Minister Office's Confidential File No. 870/11/P/16/92-Pol. on the subject, "Disappearance of Netaji Subhas Chandra Bose - p.p.s. reg." which prima-facie, appear to have been broadcast after the alleged air-crash on August 18, 1945;
 - (b) If so, what was / were the source / sources from which the original messages were obtained by the Prime Minister's Office;
 - (c) If not, whether any inquiry was made by the Government of India, about the source and authenticity of those messages; and
 - (d) What is the result of such inquiry ?

The reply of the Ministry of External Affairs is still awaited.

16. With Commission's registered letter No. JMCI/DOC(FOR)/99-2000/56(II)/114 dated June 13, 2002 addressed to the Secretary, Ministry of External Affairs, Government of India, Xerox copy of cor. Page 37 of P.M.O.'s Secret File No. 870/11/P/17/90-Pol. has been enclosed which purports to be a copy of the note dated 08.08.1990 of Shri Nambiar, Joint Secretary (EA), Ministry of External Affairs, sent to the Director (MS), Prime Minister's Office which states, inter alia, : "The Soviets have confirmed that the documents sent earlier by Shri Samar Guha, were in the possession of the Soviet Government and they were making inquiries in the matter". The Secretary, Ministry of External Affairs has been requested in the said letter dated June 13, 2002 of the Commission to report to the Commission immediately the results of the said inquiries of the Soviet Government. The response is still awaited.
17. By Commission's registered letter No. JMCI/Study (PMO) – Follow Up/2002-03/84/135 dated June 21, 2002 the attention of the Secretary, Ministry of Home Affairs, has been drawn to the endorsement bearing No. 870/11/P/10/93-Pol. dated 08.04.1993 of the Director, Prime Minister's Office to the Home Secretary, New Delhi, wherewith a copy of the letter dated March 13, 1993 jointly authored by Shri Triguna Sen, Shri Amiya Kumar Mazumder, and Shri Aurobinda Nath Bose addressed to the President of India was forwarded by the Prime Minister's Office to the Home Secretary for appropriate action. The Secretary, Ministry of Home Affairs, has been requested in the said letter dated 21.06.2002 to let the Commission know immediately what action was taken on the aforesaid letter dated 13.03.1993 and what was the outcome thereof. The reply is still awaited.
18. The Secretary, Ministry of Home Affairs, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/133 dated June 21, 2002 sent to him by Registered Post with A/D to send immediately a legible true copy of the Judgment dated March 4, 1987 delivered by Hon'ble Mr. Justice S. N. Bhargava of the Rajasthan High Court relating to the inquiry into the circumstances in which Netaji Subhas Chandra Bose died, as also to send a true copy of the affidavit-in-opposition filed by the Government of India before the Rajasthan High Court, in that case as referred to in d.o. letter No. 5293/JS(A)/93 dated September 27, 1993 of Shri M. Venkateswara Iyer, Joint Secretary, Ministry of Home Affairs, addressed to Shri Vijay Kumar, Joint Secretary (Coordination), Ministry of External Affairs, Government of India. The said records are yet to be received.
19. By Commission's letter No. JMCI/Record/N.Delhi/99-2000/37(II)/131 dated June 21, 2002 sent by Registered Post with A/D the attention of the Secretary, Prime Minister's Office has been drawn to cor. Page 20 of P.M.O.'s Secret File No. 870/11/P/10/93-Pol.(Vol. I) and he has been requested to send to this Commission immediately authenticated true copies of file Nos. C/551/7/92-JP and

C/551/14/90-JP and of the folder bearing No. C/551/7/92-JP regarding Netaji Subhas Chandra Bose which were returned by the Ministry of External Affairs to the Prime Minister's Office, Government of India, along with the note dated 08.10.1993 of the Director (AP) of the Ministry of External Affairs to the D.S.(s), Prime Minister's Office as stated in the said cor. Page 20. The said documents are yet to be received.

20. The attention of the Secretary, Prime Minister's Office has been drawn to page Nos. 1 and 2 of the P.M.O.'s Secret File No. 23(156)/51/PM and he has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/120 dated June 14, 2002 sent to him by Registered Post with A/D to send a report to the Commission immediately stating :
- (1) When and under what circumstances those papers, particularly, Sl. Nos. 1A, 2A, 3A, 4A, 6A, 8A, 16A, 17A, 27A, 33B and the notes mentioned at the bottom of page 1, were destroyed;
 - (2) Whether there was any specific order of any competent authority for destruction of those papers;
 - (3) Whether any contemporary list of papers destroyed was made under the signature of any competent authority; and
 - (4) Whether any copies of those papers destroyed have been preserved. If so, what are the contents of those destroyed papers.

The said report is still awaited.

21. The Secretary, Ministry of Home Affairs, has been requested in Commission's registered letter No. JMCI/Study (PMO) – Follow Up/2002-2003/84/155 dated June 27, 2002 to kindly report immediately whether any treaty was signed / ratified by the Government of India in 1971 by which the limitation of time bar regarding arrest and trial of War Criminals was withdrawn and, if so, who were the War Criminals of India, or of Indian origin or of the British India for whose arrest and trial India signed the treaty in 1971. The Ministry of Home Affairs in their U.O. No. VI/11034/63/2002-IS (D.III) dated 19.07.2002 sent to the Ministry of External Affairs with a copy to this Commission, has requested the Ministry of External Affairs to kindly confirm on an urgent basis whether the said treaty was signed / ratified by the Government of India in 1971, and if so, to furnish the details of the War Criminals of India as called for by the Commission. Further development is awaited.
22. By Commission's registered letter No. JMCI /Study (PMO) – Follow Up/2002-2003/84/134 dated June 21, 2002, the Ministry of External Affairs, Government of India, has been requested to kindly send immediately a complete list of the names and addresses of all the Archives in Russia. The reply is still awaited.

23. Appropriate steps are being taken to get the relevant hand-writings on books and papers and the relevant materials like teeth and smoking pipes, collected from Faizabad Treasury with the permission of the Hon'ble Allahabad High Court (Lucknow Bench), allegedly belonging to one "Gumnami Baba" tested by Hand-writing Experts and D.N.A. Experts respectively.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.08.2002 to 31.08.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's letter No.JMCI/Stat.Rept./99-2000/33A/246 dated 07.08.2002 sent to the Ministry of Home Affairs, Government of India, by Registered Post on 08.08.2002.
2. Xerox copies of the proceedings dated March 21 and 22, 2002, June 10,2002 and July 16,2002 and of the Commission's Status Reports as on 19.03.2002 and 06.06.2002 were sent under Commission's Registered letter No. JMCI/Meeting-Proceedings (Follow up)99-2000/48(IV)/237(7) dated August 1,2002 to the Secretaries, Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's Office, Cabinet Secretariat, and Ministry of Defence, as also to the Director General, National Archives of India, and the Director, Intelligence Bureau, Government of India, for their information and favour of taking necessary action.
3. In pursuance of the do letter No.25/4/NGO-Vol.VIII dated August 19,2002 of Shri Vijay Gokhale, Joint Secretary (CNV), Ministry of External Affairs, to Shri Akhil Jain, Joint Secretary (IS), Ministry of Home Affairs, Government of India, the programme of the Commission to visit to Taiwan was delinked from the programme of its visit to Japan and necessary Government approval, financial sanction, and political clearance were again sought for from the Ministry of Home Affairs, Government of India, on August 22, 2002 (transmitted to them by FAX on August 22,2002), to enable it to purchase air-ticket and to make all necessary arrangements for its tour programme to Japan during the period from 12.09.2002 to 18.09.2002. The approval/sanction/clearance of the Government of India as sought for by the Commission are still awaited. A programme of the Commission in Tokyo drawn up by the Indian Mission there was, however, received on 28.08.2002 which is being examined.
4. On receipt of the affidavit dated February 1,2002 of Shri Falguni Rajkumar, Joint Secretary (TRG), and C.A.O., Ministry of Defence, Government of India, further affidavit has been called for, preferably within four weeks, from the Ministry of Defence, Government of India, by Commission's letter No.JMCI/Record/N.Delhi/99-2000/37/57 dated May 3,2001, sent by Registered Post with A/D, with a request to state therein categorically as to whether the complete records of the proceedings of the trial of the I.N.A. personnel, which are

- prima facie records of historical importance, do exist or not and if not, the precise reasons for non-existence of those important records may be stated and if those records have been destroyed, the reasons for and the date and place of destruction of the records, and whether copies of the Micro-films/Micro-Fiches of those documents have been preserved and if not preserved, the reasons therefor. The said further affidavit is yet to be submitted.
5. Shri Kamal Pandey, Secretary, Ministry of Home Affairs, Government of India, has been requested again by Commission's letter No. JMCI/Meeting-Proceedings (Follow up)/99-2000/48(IV)/217 dated July 26,2002 to kindly cause filing of the counter-affidavits or affidavits-in-opposition of the Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's Office, Cabinet Secretariat, Ministry of Defence, and Intelligence Bureau, in respect of averments/contentions/allegations contained in the affidavits/supplementary affidavits of different deponents within four weeks from the date of receipt of the letter, failing which it may be presumed that they do not want to file any counter-affidavits or affidavits-in-opposition. The said letter dated July 26,2002 of the Commission has also been endorsed to the Secretaries, Ministry of External Affairs, Prime Minister's Office, Ministry of Defence, Cabinet Secretariat as also to the Director, Intelligence Bureau and sent on 30.07.2002 by Registered Post with A/D for their information and favour of taking necessary action. The said counter-affidavits or affidavits-in-opposition are yet to be received.
 6. The Prime Minister's Office has sent a reply to Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(II)/120 dated June 14,2002 by the former's letter No.915/11/C/2/2000-Pol. dated August 20, 2002, which is being examined pending receipt of their reply to Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/275 dated August 21,2002.
 7. (a) The Secretary, Prime Minister's Office, has been requested by Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/223 dated July 30, 2002 to kindly furnish the Commission as early as possible with the documents or authenticated xerox copies thereof relevant to the various contentions of the letter dated February 3,1978 of Late R.C.Mazumdar (renowned historian) addressed to Late Morarji Desai the then Prime Minister of India, and of the note of Late Mazumdar annexed to his aforesaid letter which appear at cor-pages 16 to 20 of the P.M.O's Secret File No.2/64/78-PM. In reply dated August 20,2002 the Director Prime Minister's Office, has stated that none of the documents referred to Shri Mazumdar's aforesaid letter are available with the Prime Minister's Office.
 - (b) The Secretaries, Ministry of External Affairs, and Prime Minister's Office have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/224 (2) dated July 30, 2002 to report to the Commission the action taken by the Government of India for

- verification of the news of imprisonment of Netaji Subhas Chandra Bose in Russia as mentioned in cor. page 112 of the Prime Minister's Office's Secret File No.2(64)/56-68-PM, the details of verification which was actually made and the outcome thereof. Xerox copies of the said cor-page 112 were furnished to them. The report is still awaited.
- (c) The Secretary, Ministry of External Affairs has been requested by Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/225 dated July 30,2002 to send the full text of the Radio speech as referred to in cor.page 153 of P.M.O's Secret File No.2(64)/56-68-PM, the full particulars of the student in the name of Subhas Chandra who allegedly made the said radio broadcast and a true copy of the report sent by the Radio Moscow Authority in the matter. A xerox copy of the said cor. page 153 was enclosed with the said letter of the Commission. The records/reports called for are still awaited.
- (d) The Secretaries, Ministry of External Affairs, and Prime Minister's Office have been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/226 (2) dated July 30,2002 to report to the Commission immediately the details of action taken on the letter dated 15.10.1970 of Shri M.L.Sondhi, M.P. (Lok Sabha) addressed to the then President of India and the outcome of the said action. Copies of the said letter of Shri Sondhi appearing at cor.pages 177 and 177(a) of the P.M.O's Secret File No.2(64)/56-68-PM were enclosed with the said letters of the Commission. The report called for from them is still awaited.
- (e) The Secretary, Prime Minister's Office has been requested again by Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/227 dated July 30,2002 to send to the Commission immediately true copies of Volms. I & II of the P.M.O's file Nos. F-2(64)/56-66-PM and 2(67)/56-62-PM as mentioned in cor.pages 64 and 144 of the P.M.O's Secret File No.2(64)/56-70-PM Vol.V. The records called for are still awaited.
- (f) The Secretary, Prime Minister's Office has been requested by Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/228 dated July 30,2002 to report to the Commission immediately the action taken on the points made by Shri Samar Guha in his d.o. letter dated December 21,1973 addressed to the then Prime Minister appearing at cor-pages 116 to 122 of the P.M.O's Secret File No.2(64)/56-70-PM Vol.V. other than those points therein specifically dealt by Shri Tandan, Joint Secretary to the Prime Minister in his U.O. No.PMS-370 dated 05.01.1974 appearing at cor. page 164 of the said file. The report called for is still awaited.
8. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow up)/99-2000/48(III)/188 dated July

- 12,2002 to furnish the Commission immediately with the documents mentioned against four Com.Nos., viz. Com.11, 30 ® (2), 30(S)(2), and 30(V)(1) since those documents do not appear to have been submitted to the Commission as yet which is supposed to be done by the Prime Minister's Office as mentioned in the 3rd para of the d.o. letter No.IV/8(66)/2001-2184 dated 12.12.2001 of Shri Sanjoy Sinha, Joint Director, IB, Government of India, addressed to the Secretary of the Commission, a xerox copy of which has been enclosed with the aforesaid letter of the Commission dated July 12,2002. The documents called for are still awaited.
9. The Secretary, Ministry of Home Affairs, Government of India, has again been requested by Commission's registered letter No.JMCI/Meeting-Proceedings (Follow up)/99-2000/48(III)/121 dated June 14, 2002 to send immediately authenticated true copies of the papers/documents concerning sl. Nos.(ii), (iii), (iv), (v), and (vi) of para 1 of the letter No.281/12/1/2000-TS dated September 19, 2001 of the Cabinet Secretariat, Government of India, addressed to the Commission. A copy of the said letter of the Cabinet Secretariat has been enclosed with the Commission's aforesaid letter dated June 14,2002. The said records are still awaited.
 10. Shri Sanjay Sinha, Joint Director, Intelligence Bureau, (M.H.A.), Government of India, has been requested by Commission's letter No. JMCI/Meetings-Proceedings (Follow up)/99-2000/48(III)/99 dated May 29,2002 to offer his comments on the averments of Shri Sunil Gupta in his affidavit dated May 8,2002 which is a rejoinder to the affidavit dated 11.12.2001 of Shri Sanjay Sinha. A copy of the affidavit of Shri Gupta has been enclosed with the aforesaid letter dated May 29,2002 of the Commission. The reply is still awaited.
 11. Under Commission's Registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/236(3) dated August 1, 2002, the Secretaries, Prime Minister's Office, Ministry of Home Affairs, and the Ministry of External Affairs, Govt. of India were furnished with xerox copies of the d.o. letter dated January 3,1974 of Shri Samar Guha, M.P. addressed to Smt. Indira Gandhi, the then Prime Minister of India and of the reply thereto dated January 9, 1974 given by Smt. Indira Gandhi to Shri Samar Guha and they were requested to kindly send immediately to the Commission authenticated true copies of all the documents, copies of which were lying in P.M.O's File No.12(226)/56-PM since destroyed, as also authenticated true copies of all those files which contain the said documents, the copies of which were lying in the said destroyed file as stated by the then Prime Minister in her aforesaid d.o. letter dated January 9,1974. The said documents are yet to be received.
 12. In Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/282 dated August 26,2002 the attention of the Secretary, Ministry of Home Affairs, Government of India, was drawn to Commission's letter No.199(2) dated 22.07.02 and he was requested to kindly furnish a true copy of the answer to the Lok Sabha Starred Question DY.No.3424 raised by Shri Samar Guha, M.P., Lok

- Sabha, during 1974 as also the date of answering the said Question and the final number thereof which was answered by the Ministry of Home Affairs, Government of India, as reported to the Commission by the Prime Minister's Office by their letter No.915/11/C/5/2001-Pol. dated August 2, 2002.
13. By Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/253 dated August 12,2002, the attention of the Secretary, Cabinet Secretariat was drawn to the Commission's letter No.JMCI/Records/N.Delhi/99-2000/37/146 dated 27.06.2002 and he was requested to cause filing of the affidavit as called for in the aforesaid letter dated 27.06.2002 of the Commission, as expeditiously as possible. The said affidavit is still awaited.
 14. The Secretary, Ministry of Home Affairs, was furnished with Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/235 dated August 1, 2002, xerox copies of the letter dated March 22,1993 of Dr. Shankar Dayal Sharma the then President of India and of the letter dated March 13,1993, jointly authored by Shri Triguna Sen, Shri Amiya Kumar Mazumdar and Shri Aurobinda Nath Bose, some of the distinguished citizens of Calcutta, addressed to Dr. Sharma were furnished to the Secretary, Ministry of Home Affairs, along with a xerox copy of the endorsement No.870/11/P/10/93-Pol. dated 08.04.1993 of the Prime Minister's Office to the Home Secretary forwarding copies of the aforesaid letters to the latter for appropriate action and the Secretary, Ministry of Home Affairs was requested by the Commission to report to it immediately the action taken on the aforesaid letters and the outcome thereof. The report called for is still awaited.
 15. A xerox copy of cor.page 41 of the Secret File No.870/11/P/10/93-Pol.Vol.I of the Prime Minister's Office and a xerox copy of the Prime Minister Office's letter No.915/11/C/2/2000-Pol dated July 11,2002 were sent to the Secretary, Ministry of External Affairs, Government of India, with Commission's Registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/234 dated August 1,2002 and as advised by the Prime Minister's Office in their aforesaid letter dated July 11, 2002 addressed to the Secretary of the Commission, and the Secretary, Ministry of External Affairs was requested to send immediately a true copy of the Para 1 to 5 of the notes dated 13.09.1993 of Shri A.K.Sinha, Under Secretary (AP) submitted by him to J.S. (AP) since only paras 6 and 7 of the said note dated 13.09.1993 are available in the said Secret File of the P.M.O. The said true copy is yet to be received.
 16. (a) The Secretary, Ministry of Home Affairs, Government of India has been requested by Commission's registered confidential letter No.JMCI/Records/2000-01/37(II)/533 dated January 28,2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No.800/6/C/I/90-Pol. dated September 21,1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated

September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V.P.Singh, the then Prime Minister of India and of the enclosure thereto which is a xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated September 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It has also been stated in the said letter dated 28.01.2002 of the Commission that the said letter dated September 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said U.O.note dated September 21, 1990 of the Prime Minister's Office are available in File No.800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose - Bringing in the ashes of". A self-contained reminder has been sent to the Secretary, Ministry of External Affairs by Registered Post with A/D vide Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/195 dated July 22, 2002. The reply of the Ministry is still awaited.

- (b) The Director, Publication Division, Ministry of Information and Broadcasting has been requested by Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(II)/35 dated 19.04.2002 to find out and furnish this Commission with an authenticated true copy of the Press Statement, if any, of Mahatma Gandhi, which is alleged in the letter dated May 4, 1990 addressed to Shri V.P.Singh, the then Prime Minister of India, authored jointly by Shri Ashoke Nath Bose, Amiya Nath Bose, and Shri Subrata Bose, all nephews of Subhas Chandra Bose, to have been made in 1945 to the effect that Netaji did not die in any aircrash on August 18, 1945, after he spoke in details to Col. Habibur Rahman regarding alleged death of Netaji in an aircrash on August 18, 1945. The Joint Director, Publications Division, Government of India, in his letter No.1(4)/2002-CWVG dated August, 2002 (sic) received by the Commission on 27.08.2002 has stated inter alia that they could not find the said press statement of Gandhiji in their records.
17. By Commission's letter No. JMCI/DOC (FOR)/99-2000/56(IV)/232 dated August 1, 2002, the Secretary, Ministry of External Affairs, Government of India, was requested to kindly provide the Commission with the postal address, telephone Nos., E.Mail Nos., and Fax Nos. of the National Archives of the USA and Records Administration, Maryland, U.S.A. as also to provide the Commission with the particulars of the US documents on Netaji Subhas Chandra Bose pertaining to the period from August, 1945 onwards, if any, which are available there, as those particulars are urgently required for the purpose of the inquiry of the Commission. The aforesaid particulars are yet to be received.
18. The Secretary, Ministry of External Affairs was furnished with xerox copies of Commission's letter No. JMCI/DOC (FOR)/99-2000/56(II)/123 dated June 17, 2002 and of the reply thereto given by the Prime Minister's Office in their letter No.915/2(C) /2/2002-Pol. dated July 8, 2002 by the Commission's letter No.

JMCI/DOC(FOR)/99-2000/56(IV)/193 dated July 19, 2002 and he was requested to furnish immediately the answers to the queries made in the Commission's aforesaid letter dated June 17,2002. Another xerox copy of the aforesaid letter dated 08.07.2002 of the Prime Minister's Office was also sent to the Joint Secretary (CNV), Ministry of External Affairs, Government of India, with Commission's Registered letter dated August 12,2002 as desired by the Ministry of External Affairs. The answers solicited are still awaited from the Ministry of External Affairs.

19. By Commission's Registered letter No.JMCI/Records/2000-01/37(II)/532 dated January 28,2002, the attention of the Secretary, Ministry of External Affairs, has been drawn to U.O. No.800/6/C/I/90-Pol. dated May 23,1990 of the Prime Minister's Office endorsed to the Joint Secretary (EA), Ministry of External Affairs, Government of India, wherewith copies of the letter dated May 11,1990 of Shri Amiya Nath Bose, the reply dated May 19, 1990 thereto given by Shri R. Sen, Joint Secretary, Prime Minister's Office, as also of the letter, dated May 4, 1990 addressed to Shri V.P.Singh, the then Prime Minister of India, jointly authored by Shri Ashok Nath Bose, Shri Amiya Nath Bose and Shri Subrata Bose, all nephews of Netaji Subhas Chandra Bose, were sent to bring those to the attention of the Ministry of External Affairs. The Secretary, Ministry of External Affairs has been requested in the said letter dated January 28,2002 of the Commission to let the Commission know as quickly as possible what was the outcome of the action, if any, taken on those letters. The reply is still awaited..

20. By Commission's registered letter No.JMCI/DOC(FOR)/99-2000/56(IV)/193 dated July 19,2002, the Secretary, Ministry of External Affairs has been furnished with a xerox copy of letter No.915/11/C/2/2002-Pol.dated July 8, 2002 of the Director, Prime Minister's Office, Government of India, which is in reply to the Commission's letter No.JMCI/DOC (FOR)/99-2000/56(II)/123 dated June 17,2002 and the Secretary, Ministry of External Affairs has been requested to kindly furnish answers immediately to the queries made in the aforesaid letter dated June 17,2002 of the Commission, a copy of which has been enclosed with the Commission's letter dated June 19,2002 referred to above. The queries are noted below:
 - (a) Whether the Prime Minister's Office possesses originals of the Netaji Subhas Chandra Bose's purported Messages dated December 26,1945, January 1, 1946 and February, 1946, appearing at pages 21 and 22 of Prime Minister's Office's Confidential File No.870/11/P/16/92-Pol.on the subject, "Disappearance of Netaji Subhas Chandra Bose - p.p.s. reg."which, prima-facie, appear to have been broadcast after the alleged air crash on August 18,1945;

 - (b) If so, what was/were the source/sources from which the original messages were obtained by the Prime Minister's Office;

- (c) If not, whether any inquiry was made by the Government of India, about the source and authenticity of those messages; and
- (d) What is the result of such inquiry ?

The reply of the Ministry of External Affairs is still awaited.

21. By Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(II)/131 dated June 21, 2002 sent by Registered Post with A/D the attention of the Secretary, Prime Minister's Office has been drawn to cor-page 20 of P.M.O's Secret File No.870/11/P/10/93-Pol.(Vol.I) and he has been requested to send to this Commission immediately authenticated true copies of file Nos. C/551/7/92-JP and C/551/14/90-JP and of the folder bearing No.C/551/7/92-JP regarding Netaji Subhas Chandra Bose which were returned by the Ministry of External Affairs to the Prime Minister's Office, Government of India, along with the note dated 08.10.1993 of the Director (AP) of the Ministry of External Affairs to the D.S.(s), Prime Minister's Office as stated in the said cor.page 20. The said documents are yet to be received.
22. The Secretary, Ministry of Home Affairs, has been requested in Commission's registered letter No.JMCI/Study (PMO) – Follow Up/2002-2003/84/155 dated June 27, 2002 to kindly report immediately whether any treaty was signed/ratified by the Government of India in 1971 by which the limitation of time-bar regarding arrest and trial of War Criminals was withdrawn and, if so, who were the War Criminals of India or of Indian origin or of the British India for whose arrest and trial India signed the treaty in 1971. The Ministry of Home Affairs in their U.O.No.VI/11034/63/2002-IS(D.III) dated 19.07.2002 sent to the Ministry of External Affairs with a copy to this Commission, has requested the Ministry of External Affairs to kindly confirm on an urgent basis whether the said treaty was signed/ratified by the Government of India in 1971, and if so, to furnish the details of the War Criminals of India as called for by the Commission. Further development is still awaited.
23. By Commission's registered letter No.JMCI/Study (PMO) – Follow Up/2002-2003/84/134 dated June 21,2002, the Ministry of External Affairs, Government of India, has been requested to kindly send immediately a complete list of the names and addresses of all the Archives in Russia. The reply is still awaited.
24. Appropriate steps have been taken to get the hand writings found in books and papers allegedly belonging to one "Gumnami Baba" tested by Hand writing Experts and appropriate steps are being taken for testing of the relevant materials like teeth and smoking pipes, collected from Faizabad Treasury, allegedly belonging to the said 'Gumnami Baba', by D.N.A. Experts.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
 'B' Block, (Third Floor)
 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.09.2002 to 30.09.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's registered letter No. JMCI/Stat.Rept./99-2000/33A/299 dated 03.09.2002 to the Ministry of Home Affairs, Government of India.

2. Shri Kamal Pandey, Secretary, Ministry of Home Affairs, Government of India, was requested again by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(IV)/217 dated July 26, 2002 to kindly cause filing of the counter-affidavits of affidavits-in-opposition of the Ministry of Home Affairs, Ministry of External Affairs, Prime Minister's Office, Cabinet Secretariat, Ministry of Defence, and Intelligence Bureau, in respect of averments / contentions / allegations contained in the affidavits / supplementary affidavits of different deponents within four weeks from the date of receipt of the letter. It was clearly expressed in the letter that failure to do so might lead to the presumption that they did not want to file any counter-affidavits or affidavits-in-opposition. Copies of the said letter dated July 26, 2002 of the Commission were also endorsed to the Secretaries, Ministry of External Affairs, Prime Minister's Office, Ministry of Defence, Cabinet Secretariat as also to the Director, Intelligence Bureau and sent on 30.07.2002 by Registered Post with A/D for their information and taking necessary action. Since no counter-affidavits or affidavits-in-opposition were received from them by the Commission, Shri Kamal Pandey, Secretary, Ministry of Home Affairs, Government of India, was intimated by Commission's registered letter No.300 dated September 3, 2002 that because of the said default of the said Ministries / Departments / Offices of the Government of India in the matter filing counter-affidavits or affidavits-in-opposition, the Commission presumed that they did not want to file any counter-affidavits or affidavits-in-opposition as they had nothing with them to enable to say anything contrary to or rebut on oath the averments and contentions contained in the affidavits of different deponents (copies of which were sent long ago to the Ministry of Home Affairs, Government of India). Copies of the said letter dated September 3, 2002 were endorsed to the Secretaries, Ministry of External Affairs, Prime Minister's Office, Cabinet Secretariat, and Ministry of Defence as also to the Director, Intelligence Bureau, Government of India.

3. Prime Minister's Office has sent a reply to the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/120 dated 14.06.2002 by the former's letter No. 915/11/C/2/2000-Pol. dated August 20, 2002; but they are yet to send

their reply to Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/275 dated August 21, 2002 on the subject, sent to them by registered post with A/D. wherein the Prime Minister's Office was requested to furnish the Commission immediately with authenticated Xerox copies of the rules and regulations for destruction of files / records which were in force at the time of destruction of the papers and notes as mentioned in pages 1 and 2 of Prime Minister Office's Secret File No. 23(156)/51-PM since the manual of office procedure published by the Department of Administrative Reforms of Public Grievances referred to by the Prime Minister's Office in the matter in their letter No. 915/11/C/2/2000-Pol. dated 14/16.08.2002 was not in existence at the time of destruction of the said papers and notes.

4. (a) By Commission's registered letter No. 310 dated 06.09.2002, the attention of the Secretary, Ministry of Home Affairs, Government of India was drawn to Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/201 dated 27.07.2002 and he was requested to report to the Commission immediately the details of action taken on the letter dated 15.10.1970 of Shri M. L. Sondhi, M.P., Lok Sabha addressed to the then President of India and the outcome thereof. The said letter of Shri Sondhi was sent by Prime Minister's Office to the Ministry of Home Affairs under the former's U.O. No. 2(64)/56-70-PM dated October 22, 1970 for such action as was considered appropriate. A copy of the said letter dated 15.10.1970 was also enclosed with the Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(II)/608(2) dated March 14, 2002 sent earlier to the Ministry of Home Affairs in the matter.
- (b) Shri Jitendra Desai, Managing Trustee, Navjeevan Trust, P.O. Navjeevan, Ahmedabad 331084 was requested by Commission's registered letter No. 311 dated 06.09.2002 to kindly check up his records to find out whether Mahatma Gandhi after he had interviewed Col. Habibur Rahman in details in 1945 issued a Press statement that Netaji did not die in any air-crash on August 18, 1945 and if so, he was requested to kindly furnish the Commission with an authenticated true copy of the said Press statement. The reply is awaited.
- (c) By Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/235 dated August 1, 2002, the attention of the Secretary, Ministry of Home Affairs, Government of India, was drawn to the endorsement No. 870/11/P/10/93-Pol. dated 08.04.1993 of the Prime Minister's Office to the Home Secretary, New Delhi, wherewith copies of the letter dated March 22, 1993 of the then President and of the letter dated March 13, 1993, jointly authored by Shri Triguna Sen, Shri Amiya Kumar Mazumder, and Shri Aurobinda Nath Bose, some of the distinguished citizens of Calcutta, addressed to the then President of India, were forwarded to the Home Secretary, New Delhi, for appropriate action and the Secretary, Ministry of Home Affairs was requested to kindly

- report to the Commission immediately what action was taken on the aforesaid letters and what was the outcome thereof. He has again been reminded by the Commission's registered letter No. 313 dated 06.09.2002. The report called for is yet to be received.
- (d) The Secretary, Prime Minister's Office was again requested by Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/314 dated 06.09.2002 to kindly send to the Commission immediately authenticated true copies of File No. C/551/7/92-JP and C/551/14/90-JP (along with a folder bearing No. C/551/7/92-JP) regarding Netaji Subhas Chandra Bose as called for in Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(II)/131 dated 21.06.2002 which has been acknowledged by the Prime Minister's Office to have been received by them vide their letter No.915/11/C/2/2000-Pol. dated 11.07.2002. The said records are yet to be received.
- (e) Xerox copies of Prime Minister's Office's letter No. 915/11/C/2/2000-Pol. dated 11.07.2002 and the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/132 dated 21.06.2002 were sent to the Joint Secretary (CNV), Ministry of External Affairs, Government of India, by Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/315 dated 06.09.2002 and he was requested to kindly send immediately a true copy of the entire note dated 30.09.1993 of Shri A. K. Sinha, Under Secretary, A.P. submitted to J.S., A.P. which is available in the Ministry of External Affairs, as stated in the aforesaid letter dated 11.07.2002 of the Prime Minister's Office. The response is still awaited.
5. (a) The attention of the Joint Secretary (CNV), Ministry of External Affairs, Government of India, was drawn by Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/316 dated 06.09.2002 to the Ministry of Home Affairs U.O. No. VI/11034/61/2002-IS (D.III) dated 19.07.2002 endorsed to the Joint Secretary (Co-ordination), Ministry of External Affairs, Government of India, wherewith a copy of this Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/113 dated 21.06.02 was forwarded and the Joint Secretary (CNV), Ministry of External Affairs, was requested to kindly furnish copies of the affidavit-in-opposition filed and judgment Order dated 04.03.1987 delivered by Hon'ble Mr. Justice Bhargava of Rajasthan High Court as referred to in them. The response of the Ministry of External Affairs in the matter is awaited
- (b) As advised by the Ministry of Home Affairs, Government of India, in their letter No. 12014/13/2000-IS (D.III) dated July 18, 2002, the Prime Minister's Office was requested in Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/223 dated July 30, 2002 to kindly furnish the Commission as early as possible the documents or

authenticated Xerox copies thereof relevant to the various contentions of the d.o. letter dated February 3, 1978 of Late R.C. Mazumder (renowned historian) addressed to the then Prime Minister of India and of the notes of Late Mazumder annexed with the aforesaid letter which appear at cor. Pages 16 to 20 of the Prime Minister's Office's Secret File No. 2/64/78-PM. The Prime Minister's Office was again requested by Commission's registered letter No. 317 dated 06.09.02 to kindly send the documents called for in the aforesaid letter dated 30.07.02 of the Commission. The response of the P.M.O. in the matter is awaited.

- (c) The Secretary, Ministry of External Affairs has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/225 dated July 30, 2002 to send the full text of the Radio speech as referred to in cor. Page 153 of P.M.O.'s Secret File No. 2(64)/56-68-PM, the full particulars of the student in the name of Subhas Chandra who allegedly made the said radio broadcast and a true copy of the report sent by the Radio Moscow Authority in the matter. A Xerox copy of the said cor. Page 153 was enclosed with the said letter of the Commission. The Ministry of External Affairs has again been requested in Commission's registered letter No. 319 dated 06.09.2002 to send the information and the documents as solicited in the Commission's aforesaid letter dated 30.07.2002. Their response in the matter is still awaited.
6. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/228 dated July 30, 2002 to report to the Commission immediately the action taken on the points made by Shri Samar Guha in his d.o. letter dated December 21, 1973 addressed to the then Prime Minister appearing at cor. Pages 116 to 122 of the P.M.O.'s Secret File No. 2(64)/56-70-PM Vol. V, other than those points therein specifically dealt by Shri Tandon, Joint Secretary to the Prime Minister in his U.O. No. PMS-370 dated 05.01.1974 appearing at cor. Page 164 of the said file. The Secretary, Prime Minister's Office has again been requested by Commission's registered letter No. 321 dated 06.09.2002 to send the report as called for in the Commission's aforesaid letter No. 228 dated 30.07.2002. The report called for is still awaited.
7. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/188 dated July 12, 2002 to furnish the Commission immediately with the documents mentioned against four Com. Nos., Viz., com.11, 30(R)(2), 30(S)(2), and 30(V)(1), since those documents do not appear to have been submitted to the Commission as yet which is supposed to be done by the Prime Minister's Office as mentioned in the 3rd para of the d.o. letter No. IV/8(66)/2001-2184 dated 12.12.2001 of Shri Sanjoy Sinha, Joint Director, IB, Government of India, addressed to the Secretary of the Commission, a Xerox copy of which has been enclosed with the aforesaid letter of the Commission dated July 12, 2002. The documents called for are still awaited.

8. The Secretary, Ministry of Home Affairs, Government of India, has again been requested by Commission's registered letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/121 dated June 14, 2002 to send immediately authenticated true copies of the papers / documents concerning Sl. Nos. (ii), (iii), (iv), (v), and (vi) of para 1 of the letter No. 281/12/1/2000-TS dated September 19, 2001 of the Cabinet Secretariat, Government of India, addressed to the Commission. A copy of the said letter of the Cabinet Secretariat has been enclosed with the Commission's aforesaid letter dated June 14, 2002. The said records are still awaited.
9. Shri Sanjay Sinha, Joint Director, Intelligence Bureau, (M.H.A.), Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/99 dated May 29, 2002 to offer his comments on the averments of Shri Sunil Gupta in his affidavit dated May 8, 2002 which is a rejoinder to the affidavit dated 11.12.2001 of Shri Sanjay Sinha. A copy of the affidavit of Shri Gupta has been enclosed with the aforesaid letter dated May 29, 2002 of the Commission. The reply is still awaited.
10. Under Commission's Registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/236(3) dated August 1, 2002, the Secretaries, Prime Minister's Office, Ministry of Home Affairs, and Ministry of External Affairs, Government of India have been furnished with Xerox copies of the d.o. letter dated January 3, 1974 of Shri Samar Guha, M.P. addressed to Smt. Indira Gandhi, the then Prime Minister of India and of the reply thereto dated January 9, 1974 given by Smt. Indira Gandhi to Shri Samar Guha and they have been requested to kindly send immediately to the Commission authenticated true copies of all the documents, copies of which were lying in P.M.O.'s File No. 12(226)/56-PM since destroyed, as also authenticated true copies of all those files which contain the said documents, the copies of which were lying in the said destroyed file as stated by the then Prime Minister in her aforesaid d.o. letter dated January 9, 1974. The said documents are yet to be received.
11. By Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/199(2) dated 22.07.2002 the attention of the Secretaries, Ministry of Home Affairs and Prime Minister's Office was drawn to the Commission's letter No. 603(2) dated 14.03.2002 and they were requested to kindly send to the Commission authenticated true copy of the answer of the Government to the Starred Lok Sabha Question DY No. 3424 appearing at cor. Page 132 of the P.M.O.'s Secret File No. 2(64)/56-70-PM-Vol. V as also of the Government's notes on the Supplementary regarding the said Lok Sabha Question.

The enclosures to Prime Minister's Office letter No. 915/11/C/5/2001-Pol. dated August 2, 2002 disclose that the said Lok Sabha Question was replied by the Ministry of Home Affairs and that the Prime Minister's Office was not having any copy of the said reply. Resultantly, by Commission's letter No. 282 dated

26.08.2002 the Secretary, Ministry of Home Affairs was again requested to furnish a true copy of the answer to the said Lok Sabha Starred Question DY. No. 3424 raised by Shri Samar Guha, M.P., Lok Sabha, during 1974 as called for by the Commission in its aforesaid letter dated 22.07.2002, as also the date of answering the said Question and the final No. of Question corresponding to the Lok Sabha Starred Question DY. No. 3424. The response of the Ministry of Home Affairs in the matter is still awaited.

12. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's registered confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V. P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated Sept. 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It has also been stated in the said letter dated 28.01.2002 of the Commission that the said letter dated Sept. 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said U.O. note dated Sept. 21, 1990 are available in File No. 800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose / Bringing in the ashes of". A self-contained reminder has been sent to the Secretary, Ministry of Home Affairs by Registered Post with A/D vide Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/195 dated July 22, 2002. The reply of the Ministry is still awaited.
13. By Commission's letter No. JMCI/DOC(FOR)/99-2000/56(IV)/232 dated August 1, 2002, the Secretary, Ministry of External Affairs, Government of India, was requested to kindly provide the Commission with the postal address, telephone Nos., E. Mail Nos., and Fax Nos. of the National Archives of the USA and Records Administration, Maryland, U.S.A. as also to provide the Commission with the particulars of the US documents on Netaji Subhas Chandra Bose pertaining to the period from August, 1945 onwards, if any, which are available there, as those particulars are urgently required for the purpose of the inquiry of the Commission. The aforesaid particulars are yet to be received.
14. By Commission's registered letter No. JMCI/DOC(FOR)/99-2000/56(IV)/193 dated July 19, 2002, the Secretary, Ministry of External Affairs has been furnished with a Xerox copy of letter No. 915/11/C/2/2002-Pol. dated July 8, 2002 of the Director, Prime Minister's Office, Government of India, which is in reply to the Commission's letter No. JMCI/DOC(FOR)/99-2000/56(II)/123 dated June 17, 2002 and the Secretary, Ministry of External Affairs has been requested to kindly furnish answers immediately to the queries made in the aforesaid letter dated June 17, 2002 of the Commission, a copy of which has been enclosed with

the Commission's letter dated June 19, 2002 referred to above. The queries are as noted below :

- (a) Whether the Prime Minister's Office possesses originals of the Netaji Subhas Chandra Bose's purported Messages dated December 26, 1945, January 1, 1946 and February, 1946, appearing at pages 21 and 22 of Prime Minister Office's Confidential File No. 870/11/P/16/92-Pol. on the subject, "Disappearance of Netaji Subhas Chandra Bose – p.p.s. reg." which prima-facie, appear to have been broadcast after the alleged air-crash on August 18, 1945;
- (b) If so, what was / were the source / sources from which the original messages were obtained by the Prime Minister's Office;
- (c) If not, whether any inquiry was made by the Government of India, about the source and authenticity of those messages; and
- (d) What is the result of such inquiry ?

The reply of the Ministry of External Affairs is still awaited.

15. The Secretary, Ministry of Home Affairs, has been requested in Commission's registered letter No. JMCI/Study (PMO) – Follow Up/2002-2003/84/155 dated June 27, 2002 to kindly report immediately whether any treaty was signed / ratified by the Government of India in 1971 by which the limitation of time bar regarding arrest and trial of War Criminals was withdrawn and, if so, who were the War Criminals of India, or of Indian origin or of the British India for whose arrest and trial India signed the treaty in 1971. The Ministry of Home Affairs in their U.O. No. VI/11034/63/2002-IS (D.III) dated 19.07.2002 sent to the Ministry of External Affairs with a copy to this Commission, has requested the Ministry of External Affairs to kindly confirm on an urgent basis whether the said treaty was signed / ratified by the Government of India in 1971, and if so, to furnish the details of the War Criminals of India as called for by the Commission. The records sent by the Ministry of External Affairs, Government of India, in the matter are being examined.
16. By Commission's registered letter No. JMCI/Study (PMO)-Follow Up/2002-2003/84/257 dated August 14, 2002, read with its registered letter No. JMCI/DOC (FOR)/99-2000/56(IV)/348 dated 27.09.02, the Ministry of External Affairs, Government of India, has been requested to kindly send immediately a complete list of the names and addresses of all the Archives in Russia as also in other States which previously belonged to erstwhile USSR. The particulars called for are awaited.
17. The Hon'ble Chairman and the Secretary of the Commission visited Japan, examined one Japanese witness, viz., Dr. T. Yoshimi at Miyazaki, Japan, had

interaction with a number of Japanese dignitaries including a few close associates of Netaji and the Chief Priest of Renkoji temple as arranged by the Indian Embassy in Tokyo at Renkoji temple during the visit of the Commission to Japan from 13.09.2002 to 18.09.2002.

18. The Hon'ble Chairman in his d.o. letter No. JMCI/DOC(FOR)/99-2000/56(Vol. II)/267 dated 21.08.2001 addressed to Shri Jaswant Singh, the then Hon'ble Minister of External Affairs, Government of India, stated, inter alia, : "some of the deponents before the Commission have, in their affidavits and / or sworn testimonies, asserted that documents containing clinching evidence relating to the points of this inquiry are in the possession and / or under the control of the Governments of the U.K., the U.S.A., Russia and the other states forming the erstwhile USSR" and requested the Hon'ble Minister to kindly take up the matter with the Governments of the U.K., the U.S.A., Japan, Taiwan, Russia and the states which were within the erstwhile USSR and persuade them to make available to the Commission all records and documents, both open and classified, relating to Netaji Subhas Chandra Bose which may be in their possession and / or under their control as also to extend all help and facilities to the Commission to enable it to record evidence of witnesses, if any, available in their respective countries. In reply, Shri Jaswant Singh, the then Hon'ble Minister of External Affairs stated, inter alia, in his d.o. letter No. 25/4/NGO-Vol. VI dated 26.09.2001 : "The points raised in your letter under reference have been taken up with our Missions in the countries concerned. We would keep the Commission informed about the outcome of their efforts in this regard." Since then, positive response has been received only to the extent that some Russian documents have been received through the Ministry of External Affairs and that the visit of the Commission to Japan could materialize. As the Commission felt that further cooperation of the Ministry of External Affairs in this regard was imminently essential to facilitate its proper functioning, the Hon'ble Chairman intended to meet the Hon'ble Minister of External Affairs. With that object in view, the Secretary of the Commission, under direction of the Chairman, talked to Mr. Vijay Gokhale, Joint Secretary, Ministry of External Affairs on phone on 26.09.2002 to fix an appointment accordingly and also sent a d.o. letter No. JMCI/2000-01/71/341 dated 26.09.2002 to Mr. Gokhale by FAX on 26.09.2002, but the reply thereto of the Ministry of External Affairs is still awaited.

(M. Roy)
Officer on Special Duty

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.10.2002 to 31.10.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's registered letter No. JMCI/Stat.Rept./99-2000/33A/361 dated 04.10.2002 to the Ministry of Home Affairs, Government of India.

2. (a) Shri Jitendra Desai, Managing Trustee, Navjeevan Trust, P.O. Navjeevan, Ahmedabad 331084 was requested by Commission's registered letter No. 311 dated 06.09.2002 to kindly check up his records to find out whether Mahatma Gandhi, after he had interviewed Col. Habibur Rahman in details in 1945, issued a Press statement that Netaji did not die in any air-crash on August 18, 1945 and if so, he was requested to kindly furnish the Commission with an authenticated true copy of the said Press statement. In reply, the said Trust has stated that they have found no such press statement in their records.

- (b) Xerox copies of Prime Minister's Office's letter No. 915/11/C/2/2000-Pol. dated 11.07.2002 and the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/132 dated 21.06.2002 were sent to the Joint Secretary (CNV), Ministry of External Affairs, Government of India, with Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/315 dated 06.09.2002 and wherein he was requested to kindly send immediately a true copy of the entire note dated 30.09.1993 of Shri A. K. Sinha, Under Secretary, A.P. submitted to J.S., A.P. which is available in the Ministry of External Affairs, as stated in the aforesaid letter dated 11.07.2002 of the Prime Minister's Office. The response is still awaited.

3. (a) The attention of the Joint Secretary (CNV), Ministry of External Affairs, Government of India, was drawn by Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/316 dated 06.09.2002 to the Ministry of Home Affairs U.O. No. VI/11034/61/2002-IS (D.III) dated 19.07.2002 endorsed to the Joint Secretary (Co-ordination), Ministry of External Affairs, Government of India, wherewith a copy of this Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/113 dated 21.06.02 was forwarded and the Joint Secretary (CNV), Ministry of External Affairs, was requested to kindly furnish copies of the affidavit-in-opposition filed and the judgment Order dated 04.03.1987 delivered by Hon'ble Mr. Justice Bhargava of Rajasthan High Court as referred to in

them. It is learnt that the records called for could not yet be procured by the Government of India.

- (b) (i) By Commission's registered letter No. 310 dated 06.09.2002, the attention of the Secretary, Ministry of Home Affairs, Government of India was drawn to Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/201 dated 27.07.2002 and he was requested to report to the Commission immediately the details of action taken on the letter dated 15.10.1970 of Shri M. L. Sondhi, M.P., Lok Sabha addressed to the then President of India and the outcome thereof. The said letter of Shri Sondhi was sent by the Prime Minister's Office to the Ministry of Home Affairs under the former's U.O. No. 2(64)/56-70-PM dated October 22, 1970 for such action as was considered appropriate. A copy of the said letter dated 15.10.1970 was also enclosed with the Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(II)/608(2) dated March 14, 2002 sent earlier to the Ministry of Home Affairs in the matter. The report called for from the M.H.A. is still being awaited.
- (ii) By Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/226(2) dated July 30, 2002 the reports were called for from the Ministry of External Affairs and the Prime Minister's Office regarding the action taken by them on the aforesaid letter dated 15.10.1970 of Shri M. L. Sondhi, M.P., Lok Sabha, addressed to the then President of India as mentioned in para 3(b)(i) herein before. In reply the Prime Minister's Office has requested the Commission by their letter No. 915/11/C/2/2000-Pol. dated August 27, 2002 to approach the Ministry of Home Affairs and the Ministry of External Affairs in the matter. The report called for has not yet been received from the Ministry of External Affairs.
- (c) As advised by the Ministry of Home Affairs, Government of India, in their letter No. 12014/13/2000-IS (D.III) dated July 18, 2002, the Prime Minister's Office was requested by Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/223 dated July 30, 2002 to kindly furnish the Commission as early as possible the documents or authenticated Xerox copies thereof relevant to various contentions of the d.o. letter dated February 3, 1978 of Late R.C. Mazumder (renowned historian) addressed to the then Prime Minister of India and of the notes of Late Mazumder annexed with his aforesaid letter which appear at cor. Pages 16 to 20 of the Prime Minister Office's Secret File No. 2/64/78-PM. The Prime Minister's Office was again requested by Commission's registered letter No. 317 dated 06.09.02 to kindly send the documents

called for in the aforesaid letter dated 30.07.02 of the Commission. The response of the P.M.O. in the matter is still awaited.

- (d) The Secretary, Ministry of External Affairs, has been requested by Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/225 dated July 30, 2002 to send the full text of the Radio speech as referred to in cor. Page 153 of P.M.O.'s Secret File No. 2(64)/56-68-PM, the full particulars of the student in the name of Subhas Chandra who allegedly made the said radio broadcast and a true copy of the report sent by the Radio Moscow Authority in the matter. A Xerox copy of the said cor. Page 153 was enclosed with the said letter of the Commission. The Ministry of External Affairs has again been requested in Commission's registered letter No. 319 dated 06.09.2002 to send the information and the documents as solicited in the Commission's aforesaid letter dated 30.07.2002. Their response in the matter is still awaited.
4. With Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/372 dated October 10, 2002 addressed to the Secretary, Ministry of Home Affairs, Government of India, Xerox copies of Prime Minister Office's letter No. 915/11/C/2/2000-PoL dated 3rd/5th September, 2002 addressed to the Commission, P.M.O.'s U.O. No. PMS-307 dated 05.01.1974 sent to Shri T.C. A. Nivasavardan, Additional Secretary, Ministry of Home Affairs, Government of India, and d.o. letter No. 24/27/71-PoL.II (D.III) dated May 3 / 4, 1974 of the Home Minister addressed to Samar Guha, M.P. were enclosed and the Secretary, Ministry of Home Affairs was requested to kindly furnish to the Commission immediately the details of documents which could be secured by the Government of India and supplied to the Khosla Commission as also the particulars of the documents which could not be secured by them because of their non-availability along with authenticated Xerox copies of different affidavits of the Ministry of Home Affairs filed before the Khosla Commission in the matter and of the reply given by the Home Minister in the Lok Sabha on 27th March, 1974 as stated in the aforesaid d.o. letter dated 3/4 May, 1974 of the Home Minister addressed to Shri Samar Guha, M.P. He was further requested to kindly send immediately an authenticated Xerox copy of the reply, if any, given by the Ministry of Home Affairs to Shri Samar Guha as requested in para 4 of the aforesaid P.M.O.'s U.O. Note No. PMS-307 dated 05.01.1974. The reports / particulars / documents as called for from the Ministry of Home Affairs are awaited.
5. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/188 dated July 12, 2002 to furnish the Commission immediately with the documents mentioned against four Com. Nos., Viz., com.11, 30(R)(2), 30(S)(2), and 30(V)(1) since those documents do not appear to have been submitted to the Commission as yet which is supposed to be done by the Prime Minister's Office as mentioned in the 3rd para of the d.o. letter No. IV/8(66)/2001-2184 dated 12.12.2001 of Shri Sanjoy Sinha, Joint Director, IB, Government of India,

- addressed to the Secretary of the Commission, a Xerox copy of which has been enclosed with the aforesaid letter dated 12.07.2002 of the Commission. The documents called for are still awaited.
6. The Secretary, Ministry of Home Affairs, Government of India, has again been requested by Commission's registered letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/121 dated June 14, 2002 to send immediately authenticated true copies of the papers / documents concerning Sl. Nos. (ii), (iii), (iv), (v), and (vi) of para 1 of the letter No. 281/12/1/2000-TS dated September 19, 2001 of the Cabinet Secretariat, Government of India, addressed to the Commission which indicates that those papers / documents have been sent to the M.H.A. by the Cabinet Secretariat. A copy of the said letter of the Cabinet Secretariat has been enclosed with the Commission's aforesaid letter dated June 14, 2002. The said records are still awaited.
 7. Shri Sanjay Sinha, Joint Director, Intelligence Bureau, (M.H.A.), Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/99 dated May 29, 2002 to offer his comments on the averments of Shri Sunil Gupta in his affidavit dated May 8, 2002 which is a rejoinder to the affidavit dated 11.12.2001 of Shri Sanjay Sinha. A copy of the affidavit of Shri Gupta has been enclosed with the aforesaid letter dated May 29, 2002 of the Commission. The matter was again referred to the said Joint Director by the Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(IV)/384 dated October 22, 2002. The reply is still awaited.
 8. Under Commission's Registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/236(3) dated August 1, 2002, the Secretaries, Prime Minister's Office, Ministry of Home Affairs, and Ministry of External Affairs, Government of India have been furnished with Xerox copies of the d.o. letter dated January 3, 1974 of Shri Samar Guha, M.P. addressed to Smt. Indira Gandhi, the then Prime Minister of India and of the reply thereto dated January 9, 1974 given by Smt. Indira Gandhi to Shri Samar Guha and they have been requested to kindly send immediately to the Commission authenticated true copies of all the documents, copies of which were lying in P.M.O.'s File No. 12(226)/56-PM since destroyed, as also authenticated true copies of all those files which contain the said documents, the copies of which were lying in the said destroyed file as stated by the then Prime Minister in her aforesaid d.o. letter dated January 9, 1974. The said documents are yet to be received.
 9. By Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/199(2) dated 22.07.2002 the attention of the Secretaries, Ministry of Home Affairs and Prime Minister's Office was drawn to the Commission's letter No. 603(2) dated 14.03.2002 and they were requested to kindly send to the Commission authenticated true copy of the answer of the Government to the Starred Lok Sabha Question DY No. 3424 appearing at cor. Page 132 of the P.M.O.'s Secret File No.

2(64)/56-70-PM-Vol-V as also of the Government's notes on the Supplementary regarding the said Lok Sabha Question.

The enclosures to Prime Minister's Office letter No. 915/11/C/5/2001-Pol. dated August 2, 2002 disclose that the said Lok Sabha Question was replied by the Ministry of Home Affairs and that the Prime Minister's Office was not having any copy of the said reply. Resultantly, by Commission's letter No. 282 dated 26.08.2002 the Secretary, Ministry of Home Affairs was again requested to furnish a true copy of the answer to the said Lok Sabha Starred Question DY. No. 3424 raised by Shri Samar Guha, M.P., Lok Sabha, during 1974 as called for by the Commission in its aforesaid letter dated 22.07.2002, as also the date of answering the said Question and the final No. of Question corresponding to the Lok Sabha Starred Question DY. No. 3424. The Ministry of Home Affairs in their letter No. I/12014/13/2000-IS(V) dated 24.10.2002 has stated inter alia that they have checked all the existing records and could trace nothing in the matter.

10. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's registered confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/I/90-Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V. P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated Sept. 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It has also been stated in the said letter dated 28.01.2002 of the Commission that the said letter dated Sept. 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said U.O. note dated Sept. 21, 1990 of the Prime Minister's Office are available in File No. 800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose - Bringing in the ashes of". A self-contained reminder has been sent to the Secretary, Ministry of Home Affairs by Registered Post vide Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/195 dated July 22, 2002. The reply of the Ministry is still awaited.
11. By Commission's registered letter No. JMCI/DOC(FOR)/99-2000/56(IV)/193 dated July 19, 2002, the Secretary, Ministry of External Affairs has been furnished with a Xerox copy of letter No. 915/11/C/2/2002-Pol. dated July 8, 2002 of the Director, Prime Minister's Office, Government of India, which is in reply to the Commission's letter No. JMCI/DOC(FOR)/99-2000/56(II)/123 dated June 17, 2002 and the Secretary, Ministry of External Affairs has been requested to kindly furnish answers immediately to the queries made in the aforesaid letter dated June 17, 2002 of the Commission, a copy of which has been enclosed with the Commission's letter dated July 19, 2002 referred to above. The queries are as noted below :

- (a) Whether the Prime Minister's Office possesses originals of the Netaji Subhas Chandra Bose's purported Messages dated December 26, 1945, January 1, 1946 and February, 1946, appearing at pages 21 and 22 of Prime Minister Office's Confidential File No. 870/11/P/16/92-Pol. on the subject, "Disappearance of Netaji Subhas Chandra Bose - p.p.s. reg." which, prima-facie, appear to have been broadcast after the alleged air-crash on August 18, 1945;
- (b) If so, what was / were the source / sources from which the original messages were obtained by the Prime Minister's Office;
- (c) If not, whether any inquiry was made by the Government of India, about the source and authenticity of those messages; and
- (d) What is the result of such inquiry ?

The Secretary, Ministry of External Affairs was again reminded by Commission's letter No. JMCI/DOC(FOR)/99-2000/56(IV)/349 dated 27.09.2002 sent to him by registered post. The report called for is still awaited.

12. By Commission's registered letter No. JMCI/Study (PMO)-Follow Up/2002-2003/84/257 dated August 14, 2002, read with its registered letter No. JMCI/DOC (FOR)/99-2000/56(IV)/348 dated 27.09.02, the Ministry of External Affairs, Government of India, has been requested to kindly send immediately a complete list of the names and addresses of all the Archives in Russia as also in other States which previously belonged to erstwhile USSR. We have received a list of 9 (nine) archives in Russia from the Ministry of External Affairs, Government of India, with their d.o. letter No. 24/4/NGO-Pol. VIII dated October 21, 2002 but the complete list as called for is still awaited.
13. The Secretary, Ministry of External Affairs was requested by Commission's registered letters No. JMCI/DOC(FOR)/99-2000/56(IV)/232 dated August 1, 2002 and dated 27.09.2002 to kindly provide the Commission with the particulars of the US documents on Netaji Subhas Chandra Bose pertaining to the period from August, 1945 onwards, if any, which are available in the National Archives of the U.S.A. and Records Administration, Maryland, U.S.A. as also in other archives of the U.S.A. including Mac Arthy Archives, the Archives of the Princeton University, Hoover Institution, Stand Ford, U.S.A. etc. The response is still awaited.
14. With Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/374 dated October 10, 2002 addressed to the Secretary, Cabinet Secretariat (Main), Rashtrapati Bhavan, New Delhi, copies of letters No. 15/11/99-Pers.V.(New Pers 3) 15489-15490 dated September 12, 2001 and No. 15/11/99-Pers.5 (New Pers. 3)-9863 dated August 6, 2002 of Shri P. M. Heblkar,

Joint Secretary (Pers.), Cabinet Secretariat, Bikaner House Annexe, addressed to Shri Sanjib Mishra, Joint Secretary, Cabinet Secretariat, Rashtrapati Bhavan, New Delhi, and of Shri P. K. Mathur, Deputy Secretary (Pers) of Cabinet Sectt., Bikaner House Annexe, addressed to Shri Vinode Rai, Joint Secretary, Cabinet Sectt. (Main), Rashtrapati Bhavan, New Delhi, respectively, which have been annexed to the affidavit dated September 2, 2002 sworn by said Shri P. M. Heblkar, Joint Secretary and sent to the Commission with letter No. 15/11/99-Pers. 5 (New Pers. 3) – 10786 dated September 2, 2002 of said Shri P. K. Mathur, Deputy Secretary (Pers), were furnished to the Secretary, Cabinet Sectt. (Main), Rashtrapati Bhavan, New Delhi, and he was requested to kindly report immediately the action taken by the Cabinet Sectt. (Main), Rashtrapati Bhavan, on the aforesaid two letters of the Cabinet Sectt., Bikaner House Annexe. He was further requested to kindly report to the Commission immediately, out of which Department / Ministry / Office, the Cabinet Sectt. was formed or which Department / Ministry / Office of the Government of India, used to look after the works now being looked after by the Cabinet Sectt., Rashtrapati Bhavan and the Cabinet Secretariat, Bikaner House Annexe, New Delhi. The reply is awaited.

15. By d.o. letter No. JMCI/Records/99-2000/37(III)/359 dated October 3, 2002 of the Secretary of the Commission addressed to the Secretary, Ministry of Information and Broadcasting, Government of India, the attention of the latter was drawn to a special message from Netaji Subhas Chandra Bose of the Provincial Government of Azad Hind (Singapore) broadcast on 31.42 Metres in 2115-25 hrs. daily "commentry in English" on August 18, 1945 which appears to have been monitored by the monitoring service of All India Radio, Simla, and presented to the National Archives of India by the Publication Division of the Ministry of Information and Broadcasting. A copy of the said message has been enclosed with the said d.o. letter dated October 3, 2002 for ready reference. The Secretary of the Ministry of Information and Broadcasting was requested to throw some light on the points whether the message was live and a direct broadcast or whether the broadcast was of a pre-recorded message / speech of Netaji. The response of the said Ministry in the matter is awaited.
16. By Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/235 dated August 1, 2002, the Secretary, Ministry of Home Affairs, was requested to report to the Commission immediately what action was taken on the P.M.O.'s endorsement No. 870/11/P/10/93-Pol. dated 08.04.1993 to the Home Secretary, New Delhi, wherewith copies of the letter dated March 22, 1993 of Dr. Shankar Dayal Sharma, the then President of India, along with a copy of the letter dated March 13, 1993, jointly authored by Shri Triguna Sen, Shri Amiya Kumar Mazumder, and Shri Aurobinda Nath Bose, some of the distinguished citizens of Calcutta, addressed to the President of India, were forwarded to the Home Secretary, New Delhi, for appropriate action, as also to report what was the outcome of the said action. The Secretary, Ministry of Home Affairs has stated inter alia in their letter No. I/12014/13/2000-IS(V) dated 24.10.2002 received by the Commission on 30.10.2002 that the matter was referred to the Ministry of

External Affairs for appropriate action and requested the Commission to take up the matter with the Ministry of External Affairs. No copy of the said letter dated 24.10.2002 appears to have been endorsed by the Ministry of Home Affairs to the Ministry of External Affairs.

17. The Hon'ble Chairman in his d.o. letter No. JMCI/DOC(FOR)/99-2000/56(Vol. II)/267 dated 21.08.2001 addressed to Shri Jaswant Singh, the then Hon'ble Minister of External Affairs, Government of India, stated, inter alia, : "some of the deponents before the Commission have, in their affidavits and / or sworn testimonies, asserted that documents containing clinching evidence relating to the points of this inquiry are in the possession and / or under the control of the Governments of the U.K., the U.S.A., Russia and the other states forming the erstwhile USSR" and requested the Hon'ble Minister to kindly take up the matter with the Governments of the U.K., the U.S.A., Japan, Taiwan, Russia and the states which were within the erstwhile USSR and persuade them to make available to the Commission all records and documents, both open and classified, relating to Netaji Subhas Chandra Bose which may be in their possession and / or under their control as also to extend all help and facilities to the Commission to enable it to record evidence of witnesses, if any, available in their respective countries. In reply, Shri Jaswant Singh, the then Hon'ble Minister of External Affairs stated, inter alia, in his d.o. letter No. 25/4/NGO-Vol. VI dated 26.09.2001 : "The points raised in your letter under reference have been taken up with our Missions in the countries concerned. We would keep the Commission informed about the outcome of their efforts in this regard." As, thereafter positive response was received only to the extent that some Russian documents were sent through the Ministry of External Affairs and that the visit of the Commission to Japan could materialize, the Hon'ble Chairman decided , for expediting matters, to personally meet the Hon'ble Minister of External Affairs and apprise him of the urgency of the matter. Accordingly, the Hon'ble Chairman in his meeting with the Hon'ble Minister of External Affairs, Government of India, held on 28.10.2002 in New Delhi, pointed out, inter alia, that further cooperation of the Ministry of External Affairs in this regard was absolutely essential to facilitate proper and expedient functioning of the Commission.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry
 For Inquiry Into the Alleged Disappearance of
NETAJI SUBHAS CHANDRA BOSE.
 'B' Block, (Third Floor)
 11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT
 (From 01.11.2002 to 30.11.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's Registered letter No.JMCI/Stat.Rept./99-2000/33A/397 dated November 8, 2002.
2. The Commission has been persistently asking the Ministry of Defence, Government of India, for their affidavit on existence/non-existence/availability /non-availability, etc. of the complete records of the proceedings of the trial of the I.N.A. personnel which is yet to be received.
3. Xerox copies of Prime Minister's Office letter No.915/11/C/2/2000-Pol. dated 11.07.2002 and the Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(II)/132 dated 21.06.2002 were sent to the Joint Secretary (CNV), Ministry of External Affairs, Government of India, with Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/315 dated 06.09.2002 wherein he was requested to kindly send immediately a true copy of the entire note dated 30.09.1993 of Shri A. K.Sinha, Under Secretary, A.P. submitted to J.S., A.P. which is available in the Ministry of External Affairs, as stated in the aforesaid letter dated 11.07.2002 of the Prime Minister's Office. The response is still awaited.
4. (a) The attention of the Joint Secretary (CNV), Ministry of External Affairs, Government of India, was drawn by Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/316 dated 06.09.2002 to the Ministry of Home Affairs U.O.No.VI/11034/61/2002-IS(D.III) dated 19.07.2002 endorsed to the Joint Secretary (Co-ordination), Ministry of External Affairs, Government of India, wherewith a copy of this Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(II)/113 dated 21.06.02 was forwarded and the Joint Secretary (CNV), Ministry of External Affairs, was requested to kindly furnish copies of affidavit-in-opposition filed and the judgment Order dated 04.03.1987 delivered by Hon'ble Justice Bhargava of Rajasthan High Court as referred to in them. The Ministry of External Affairs with their letter No.25/4/NGO-Vol.VIII dated October 25,2002 has sent to the Commission a copy of their U.O.No.25/4/NGO-Vol.VIII dated 26.07.2002 endorsed to the Ministry of Home Affairs wherefrom it appears that the Ministry of External Affairs has referred back the matter to the Ministry of Home Affairs. The

- Commission has not received the documents called for either from the Ministry of Home Affairs or from the Ministry of External Affairs as yet.
- (b) (i) By Commission's registered letter No.310 dated 06.09.2002, the attention of the Secretary, Ministry of Home Affairs, Government of India was drawn to Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/201 dated 27.07.2002 and he was requested to report to the Commission immediately the details of action taken on the letter dated 15.10.1970 of Shri M. L. Sondhi , M.P., Lok Sabha addressed to the then President of India and the outcome thereof. The said letter of Shri Sondhi was sent by the Prime Minister's office to the Ministry of Home Affairs under the former's U.O. No.2(64)/56-70-PM dated October 22,1970 for such action as was considered appropriate. A copy of the said letter dated 15.10.1970 was also enclosed with the Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(II)/608(2) dated March 14, 2002 sent earlier to the Ministry of Home Affairs in the matter. The report called for from the M.H.A. is still being awaited.
- (b) (ii) By Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/226(2) dated July 30,2002 the reports were called for from the Ministry of External Affairs and the Prime Minister's Office regarding the action taken by them on the letter dated 15.10.1970 of Shri M.L.Sondhi, M.P., Lok Sabha, addressed to the then President of India as mentioned in para 4(b)(i) hereinbefore. In reply, the Prime Minister's Office has requested the Commission by their letter No.915/11/C/2/2000-Pol. dated August 27, 2002 to approach the Ministry of Home Affairs and the Ministry External Affairs in the matter. The report called for has not been received from the Ministry of External Affairs (and also from the Ministry of Home Affairs as already stated in para 4(b)(i).
- (c) Being advised by the Ministry of Home Affairs, Government of India, in their letter No.12014/13/2000-IS(D.III) dated July 18,2002, the Prime Minister's Office was requested by Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/223 dated 30.07.2002 to kindly furnish to the Commission as early as possible the documents or authenticated xerox copies thereof relevant to various contentions of the d.o. letter dated February 3, 1978 of Late R.C. Mazumdar (renowned historian) addressed to the then Prime Minister of India and of the notes of Late Mazumdar annexed with his aforesaid letter which appear at cor.pages 16 to 20 of the Prime Minister's Office Secret File No.2/64/78-PM. The Prime Minister's Office have since informed the Commission that the documents referred to by Late Mazumdar are not available with them.

- (d) The Secretary, Ministry of External Affairs, has been requested by Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/225 dated July 30,2002 to send the full text of the Radio speech as referred to in cor.page 153 of P.M.O's Secret File No.2(64)/56-68-PM, the full particulars of the student in the name of Subhas Chandra who allegedly made the said radio broadcast and a true copy of the report sent by the Radio Moscow Authority in the matter. A xerox copy of the said cor.page 153 was enclosed with the said letter of the Commission. The Ministry of External Affairs has again been requested by Commission's registered letter No. 319 dated 06.09.02 to send the informations and the documents as solicited in the Commission's aforesaid letter dated 30.07.2002. Their response in the matter is still awaited.
5. With Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/372 dated October 10,2002 addressed to the Secretary, Ministry of Home Affairs, Government of India, xerox copies of Prime Minister's Office letter No.915/11/C/2/2002-Pol. dated 3rd/5th September,2002 addressed to the Commission, P.M.O's U.O. No.PMS-307 dated 05.01.1974 sent to Shri T.C.A. Nivasavardan, Additional Secretary , Ministry of Home Affairs, Government of India, and d.o. letter No.24/27/71-Pol.II(D.III) dated May 3/4, 1974 of the Home Minister addressed to Samar Guha, M.P. were enclosed and the Secretary, Ministry of Home Affairs was requested to kindly furnish to the Commission immediately the details of documents which could be secured by the Government of India and supplied to the Khosla Commission as also the particulars of the documents which could not be secured by them because of their non-availability along with authenticated xerox copies of different affidavits of the Ministry of Home Affairs filed before the Khosla Commission in the matter and of the reply given by the Home Minister in the Lok Sabha on 27th March,1974 as stated in the aforesaid d.o. letter dated 3/4 May,1974 of the Home Minister addressed to Shri Samar Guha, M.P. He was further requested to kindly send immediately an authenticated xerox copy of the reply, if any, given by the Ministry of Home Affairs to Shri Samar Guha as requested in para 4 of the aforesaid P.M.O.'s U.O. Note No.PMS-307 dated 05.01.1974. The reports/particulars/documents as called for from the Ministry of Home Affairs are still awaited.
6. The Secretary, Prime Minister's Office has been requested by Commission's letter No.JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/188 dated July 12,2002 to furnish the Commission immediately with the documents mentioned against four Com.Nos., viz. Com.11, 30(R), (2), 30(S)(2), and 30(V)(I), since those documents do not appear to have been submitted to the Commission as yet which is supposed to be done by the Prime Minister's Office as mentioned in the 3rd para of the d.o. letter No.IV/8(66)/2001-2184 dated 12.12.2001 of Shri Sanjoy Sinha, Joint Director, IB, Government of India, addressed to the Secretary of the Commission, a xerox copy of which has been enclosed with the aforesaid letter dated 12.07.2002 of the Commission. The documents called for are still awaited.

- The Secretary, Ministry of Home Affairs, Government of India, has again been requested by Commission's registered letter No.JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/121 dated June 14, 2002 to send immediately authenticated true copies of the papers/documents concerning Sl.Nos.(ii), (iii), (iv), (v), and (vi) of para 1 of the letter No.281/12/1/2000-TS dated September 19,2001 and of the Cabinet Secretariat, Government of India, addressed to the Commission which indicates that those papers/documents have been sent to the M.H.A. by the Cabinet Sectt. A copy of the said letter of the Cabinet Secretariat has been enclosed with the Commission's aforesaid letter dated June 14, 2002. The said records are still awaited.
8. Shri Sanjoy Sinha, Joint Director, Intelligence Bureau, (M.H.A.), Government of India, has been requested by Commission's letter No.JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/99 dated May 29,2002 to offer his comments on the averments of Shri Sunil Gupta in his affidavit dated May 8, 2002 which is a rejoinder to the affidavit dated 11.12.2001 of Shri Sanjoy Sinha. A copy of the affidavit of Shri Gupta has been enclosed with the aforesaid letter dated May 29,2002 of the Commission. The matter was again referred to the said Joint Director by Commission's Regd. Letter No.JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(IV)/384 dated October 22,2002. The reply is still awaited.
 9. Under Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/236(3) dated August 1, 2002, the Secretaries, Prime Minister's Office, Ministry of Home Affairs, and Ministry of External Affairs, Government of India have been furnished with xerox copies of the d.o. letter dated January 3,1974 of Shri Samar Guha, M.P. addressed to Smt. Indira Gandhi, the then Prime Minister of India and of the reply thereto dated January 9,1974 given by Smt. Indira Gandhi to Shri Samar Guha and they have been requested to kindly send immediately to the Commission authenticated true copies of all the documents, copies of which were lying in P.M.O.'s File No.12(226)/56-PM since destroyed, as also authenticated true copies of all those files which contain the said documents, the copies of which were lying in the said destroyed file as stated by the then Prime Minister in her aforesaid d.o. letter dated January 9,1974. The Ministry of External Affairs has stated in reply that "the documents in the letter (i.e. Commission's letter dated August 1,2002) referred to above of the Commission belong to files of the Prime Minister's Office and, therefore, any reply in this matter can be given only by Prime Minister's Office." The said documents are yet to be received.
 10. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's registered confidential letter No.JMCI/Records/2000-01/37(II)/533 dated January 28,2002 to let the Commission know what was the outcome of the action, if any, taken on U.O.No.800/6/C/I/90-Pol. dated September 21,1990 of the Prime Minister's office addressed to Shri Naresh Chandra, the then Home Secretary, Government

of India, wherewith a copy of the letter dated September 13,1990 of Shri Amiya Nath Bose addressed to Shri V.P.Singh, the then Prime Minister of India and of the enclosure thereto which is a xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi) dated September 3,1990 were sent to the Home Secretary, Government of India, for appropriate action. It has also been stated in the said letter dated 28.01.2002 of the Commission that the said letter dated September 13,1990 of Shri Amiya Nath Bose with its enclosure and the said U.O. Note dated September 21,1990 of the Prime Minister's Office are available in File No.800/6/C/I/90-Pol. of the Prime Minister's Office, on the subject "Netaji Subhas Bose - Bringing in the ashes of". A self-contained reminder has been sent to the Secretary, Ministry of Home Affairs by Regd. Post vide Commission's letter No.JMCI/Recofds/N.Delhi/99-2000/37(III)/195 dated July 22,2002. The reply of the Ministry is still awaited.

11. (a) By Commission's registered letter No.JMCI/DOC(FOR)/99-2000/56(IV)/193 dated July 19,2002, the Secretary, Ministry of External Affairs has been furnished with a xerox copy of letter No.915/11/C/2/20-02-Pol. dated July 8,2002 of the Director, Prime Minister's Office, Government of India, which is in reply to the Commission's letter No.JMCI/DOC(FOR)/99-2000/56(II)/123 dated June 17,2002 and the Secretary, Ministry of External Affairs has been requested to kindly furnish answers immediately to the queries made in the aforesaid letter dated June 17,2002 of the Commission, a copy of which has been enclosed with the Commission's letter dated July 19,2002 referred to above. The queries are as noted below:
- (i) Whether the Prime Minister's Office possesses originals of the Netaji Subhas Chandra Bose's purported Messages dated December 26,1945, January 1,1946 and February, 1946, appearing at pages 21 and 22 of Prime Minister's Office Confidential File No.870/11/P/16/92-Pol. on the subject, "Disappearance of Netaji Subhas Chandra Bose - p.p.s reg." which, prima facie, appear to have been broadcast after the alleged air crash on August 18,1945;
 - (ii) If so, what was/were the source/sources from which the original messages were obtained by the Prime Minister's Office;
 - (iii) If not, whether any inquiry was made by the Government of India, about the source and authenticity of those messages; and
 - (iv) What is the result of such inquiry ?

The Secretary, Ministry of External Affairs was again reminded by Commission's letter No.JMCI/DOC(FOR)/99-2000/56(IV)/349 dated 27.09.2002 sent to him by registered post. The report called for is still awaited.

- (b) By d.o. letter No.JMCI/Records/99-2000/37(III)/359 dated October 3,2002 of the Secretary of the Commission addressed to the Secretary, Ministry of Information and Broadcasting, Government of India, the attention of the latter was drawn to a

- special message from Netaji Subhas Chandra Bose of the Provincial Government of Azad Hind (Singapore) broadcast on 31.42 Metres in 2115-25 hrs. daily "commentary in English" on August 18,1945 which appears to have been monitored by the monitoring service of All India Radio, Simla, and presented to the National Archives of India by the Publication Division of the Ministry of Information and Broadcasting. A copy of the said message has been enclosed with the said d.o. letter dated October 3,2002 for ready reference. The Secretary of the Ministry of Information and Broadcasting was requested to throw some light on the points whether the message was live and a direct broadcast or whether the broadcast was of a pre-recorded message/speech of Netaji. The response of the said Ministry in the matter is awaited.
12. By Commission's registered letter No. JMCI/Study(PMO)-Follow Up/2002-2003/84/257 dated August 14,2002, read with its registered letter No.JMCI/DOC(FOR)/99-2000/56(IV)/348 dated 27.09.02; the Ministry of External Affairs, Government of India, has been requested to kindly send immediately a complete list of the names and addresses of all the Archives in Russia as also in other States which previously belonged to erstwhile USSR. We have received a list of 9 (nine)Archives in Russia from the Ministry of External Affairs, Government of India, with their d.o. letter No.24/4/NGO-Vol.-VIII dated October 21,2002 but the complete list as called for is still awaited.
 13. The Secretary, Ministry of External Affairs was requested by Commission's registered letters dated August 1,2002 and dated 27.09.2002 to kindly provide the Commission with the particulars of the US documents on Netaji Subhas Chandra Bose pertaining to the period from August,1945 onwards, if any, which are available in the National Archives of the U.S.A. and Records Administration, Maryland, U.S.A. as also in other Archives of the U.S.A. including Mac Arthy Archives, the Archives of the Princeton University, Hoover institution, Stand Ford, U.S.A. etc. The response is still awaited.
 14. The letter No.281/12/1/200-TS dated November 13,2002 of the Director, Cabinet Sectt., Rashtrapati Bhawan, New Delhi, which is in reply to Commission's letter No.JMCI/Records/N.Delhi/99-2000/37(III)/374 dated October 10,2002 addressed to the Secretary, Cabinet Sectt., Rashtrapati Bhawan, New Delhi, does not contain the information about the Departments/Ministry/Office, out of which the Cabinet Sectt. was formed or about the Department/Ministry/Office of the Government of India which used to look after the works now being looked after by the Cabinet Sectt., Rashtrapati Bhawan and the Cabinet Sectt., Bikaner House Annexe, New Delhi, as called for.
 15. By Commission's registered letter No.JMCI/Records/N.Delhi/99-2000/37(III)/235 dated August 1,2002 the Secretary, Ministry of Home Affairs was requested to report to the Commission immediately what action was taken on the P.M.O's endorsement No.870/11/P/10/93-Pol. dated 08.04.93 to the Home Secretary, New Delhi, wherewith copies of the letter dated March 22,1993 of

Dr. Shankar Dayhal Sharma, the then President of India, along with a copy of the letter dated March 13, 1993, jointly authored by Shri Triguna Sen, Shri Amiya Kumar Mazumdar, and Shri Aurobinda Nath Bose, some of the distinguished citizens of Calcutta, addressed to the President of India, were forwarded to the Home Secretary, New Delhi, for appropriate action, as also to report what was the outcome of the said action. The Ministry of Home Affairs have stated, inter alia, in their letter No. I/12014/13/2000-IS(V) dated 24.10.2002 received by the Commission on 30.10.2002 that the matter was referred to the Ministry of External Affairs for appropriate action. No report has yet been received in the matter from the Ministry of External Affairs, Government of India.

16. To expedite the matters, the Hon'ble Chairman went to Delhi on 28.10.2002 and met the Hon'ble Minister of External Affairs, Government of India. He requested the Hon'ble Minister to persuade the Government of the U.K. to declassify all relevant classified British documents and to take all steps in terms of the d.o. letter No. 25/4/NGO-Vol. VI dated 26.09.2001 of the then Hon'ble Minister of External Affairs. Apropos the said discussion, the Commission's letter No. 398 dated 11.11.2002 was sent by Speed Post to the Ministry of External Affairs, Government of India, with the request to take appropriate action in the matter. The Hon'ble Minister of External Affairs, Government of India, in his d.o. letter dated 13.11.2002 addressed to the Hon'ble Chairman has stated inter alia : "..... since the Commission feels that these papers (i.e. classified British records on Netaji Subhas Chandra Bose) could be of vital importance with reference to its mandate, we have again taken up the issue of their release with the British Government and would keep you informed of the outcome in this regard.

I would like to take this opportunity to reassure of all possible assistance from our side to facilitate the inquiry of the Commission."

Further development in the matter is awaited.

17. Notwithstanding the statement made by the then Prime Minister in the Lok Sabha on 28.08.1978 regarding availability of "further contemporary official documentary records", no such records could be traced out by the Government of India so far, as reported by them. The said reports received from the Government of India in the matter would be considered by the Hon'ble Chairman at the appropriate stage to express his views thereon.
18. The Hon'ble Chairman and the Secretary of the Commission visited Japan in the month of September, 2002 and could examine only one witness, viz. Dr. T. Yoshimi, inspite of publication of a notice about the sitting of the Commission in Japan, in a prominent English daily of Japan before the visit of the Commission to Japan. The Commission could interact with a number of local people at the Renkoji Temple in Tokyo who declined to depose before the Commission as witnesses. They, however, stated that they all believed that Netaji had died in the plane crash on 18th August, 1945 and that the ashes of Netaji were

- being preserved at the Renkoji Temple; but none of them could adduce any evidence in support of their said beliefs. The Commission could not visually examine the ashes kept in Renkoji Temple as the container thereof could not be opened by the authorities of the Renkoji Temple on that day for some practical difficulties. Since the Commission was leaving for Miyazaki on that very day to examine Dr. T.Yoshimi, the Hon'ble Chairman addressed a letter to the Ambassador of India in Japan (who was away from Tokyo on that day) requesting him to get the ashes examined by a competent officer of the Embassy to ascertain whether there was any bone or fragments of bone in them justifying examination of the ashes by D.N.A. test. The report dated November 12/18, 2002 of the Indian Embassy in Japan and the photographs received by the Hon'ble Chairman on 28.11.2002 from the Indian Embassy in Japan show that the casket alleged to be containing the mortal remains of Netaji Subhas Chandra Bose appear to be having bone fragments, parts of the skull, some teeth, and a portion of the jaw.
19. Shri Nandalal Chakraborty, one of the deponents of the affidavit No.JMCI/11, in his letter dated 01.11.2002 addressed to the Secretary of the Commission, has requested the Commission to visit the USA, the UK and Germany for reasons mentioned therein. A copy of the said letter has been sent to the Ministry of External Affairs, Government of India in continuation of the Commission's letter No.398 dated 11.11.2002, as referred to in para 16 hereinbefore, with the request to act accordingly.
 20. Some handwritings allegedly of 'Gumnami Baba' were made over to the Government Examiner of Questioned Documents, Bureau of Police Research and Development, Ministry of Home Affairs, Government of India, Simla, on 02.09.2002 along with some admitted specimens of the handwritings of Netaji Subhas Chandra Bose for examination of the said questioned handwritings by comparing with the said admitted specimens of handwritings. The sealed report of the said Government Examiner has been collected and brought to the office of the Commission on 25.11.2002. Efforts are being made to get the aforesaid two sets of handwritings examined independently by two more competent handwriting experts, one after the other. It need be pointed out in this connection that it may take considerable time to get the same done.
 21. The authenticated xerox copies of the relevant rules and procedures, which were in force at the time of destruction of different files/documents of the Government of India, as called for, could not be received from the Prime Minister's Office in spite of close persuasion by the Commission. Hence, it has been decided not to pursue the matter further.
 22. To collect blood samples of persons on the paternal/maternal lineage of Netaji Subhas Chandra Bose for the purpose of D.N.A. tests of the relevant specimens out of the articles seized from the house in Faizabad, UP for establishing the identity of the subject to whom those specimens belonged, Sarbasree Nirupam

Som, Subrata Bose, Pradip Bose, Sugata Bose, Chandra Kumar Bose, Surya Kumar Bose, Sadhan Kar and Smt. Chitra Ghose were requested by the Commission's letters dated 30.07.2002/03.10.2002/04.10.2002 to kindly cooperate with this Commission by communicating their willingness to donate their respective blood samples of one ml. each. While no response has yet been received from Sarbasree Chandra Kumar Bose, Sadhan Kar and Smt. Chitra Ghosh, Shri Nirupam Som and Shri Sugata Bose have questioned the efficacy of the proposed D.N.A. test in their respective replies to the Commission in the matter. Shri Surya Kumar Bose, who is now living in Germany, has expressed his willingness to donate the blood but has informed that he has no plan to visit India in near future. Shri Pradip Bose has replied that he has no objection to donate the blood in New Delhi as he will not be able to come to Kolkata in near future. Shri Subrata Bose in his letter dated November 28, 2002 which was received by the Commission at 3.45 p.m. on the same day, conveyed his willingness to donate blood sample for the proposed D.N.A. test on the specimens obtained from Faizabad, UP, "and for no other purpose". The Commission is still making efforts to collect the names and addresses of other eligible donors, if any, of Netaji's family.

23. Notice was sent to all deponents and others concerned regarding the hearing of the Commission on December 2, 2002 in the Annexe Building, Mahajati Sadan, Kolkata, and summons were issued to 7 (seven) persons for their examination as witnesses before the Commission on December 2, 2002.
24. The Secretary, Ministry of External Affairs, Government of India, was requested by the Commission's registered letter No. JMCI/CPDC/2000/432 dated November 27, 2002 to kindly persuade the Government of Japan to get from the Government of Taiwan the original Register of Cremation Permits for the period from 18.08.1945 to 21.08.1945, the original application for Cremation Permit allegedly filed on 18.05.1945 in the name of Chandra Bose or Subhas Chandra Bose, the original application for Cremation Permit, if any, filed on 18.08.1945 or 19.08.1945 in the name of Ichiro Okura, the original Death Certificate allegedly issued in the name of Subhas Chandra Bose or Chandra Bose and the original Death Certificate, if any, in the name of Ichiro Okura since the Commission is essentially required to have an access to those documents in view of the facts and circumstances stated in the aforesaid letter dated November 27, 2002 of the Commission. A copy of the said letter along with copies of the enclosures thereto were also sent to the Joint Secretary (IS), Ministry of Home Affairs, Government of India, on November 27, 2002 by Registered Post.

(P. K. Sengupta)
Secretary

Justice Mukherjee Commission of Inquiry

For Inquiry Into the Alleged Disappearance of

NETAJI SUBHAS CHANDRA BOSE.

'B' Block, (Third Floor)

11/A Mirza Ghalib Street, Kolkata-700087

STATUS REPORT

(From 01.12.2002 to 31.12.2002)

1. This Status Report is in continuation of the earlier Status Report forwarded under Commission's registered letter No. JMCI/Stat.Rept./99-2000/33A/453(6) dated December 9/11, 2002 to the Secretaries, Ministry of Home Affairs, Ministry of Defence, Ministry of Information and Broadcasting, Prime Minister's Office, Ministry of External Affairs, and Cabinet Secretariat.
2. The Commission has been persistently asking the Ministry of Defence, Government of India, for their affidavit on existence / non-existence / availability / non-availability, etc. of the complete records of the proceedings of the trial of the I.N.A. personnel which is yet to be received.
3. Xerox copies of Prime Minister Office's letter No. 915/11/C/2/2000-Pol. dated 11.07.2002 and the Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/132 dated 21.06.2002 were sent to the Joint Secretary (CNV), Ministry of External Affairs, Government of India, with Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/315 dated 06.09.2002 wherein he was requested to kindly send immediately a true copy of the entire note dated 30.09.1993 of Shri A. K. Sinha, Under Secretary, A.P. submitted to J.S., A.P. which is available in the Ministry of External Affairs, as stated in the aforesaid letter dated 11.07.2002 of the Prime Minister's Office. The documents called for is yet to be located by the Ministry of External Affairs, Government of India, and sent by them to the Commission.
4. With Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/372 dated October 10, 2002 addressed to the Secretary, Ministry of Home Affairs, Government of India, Xerox copies of Prime Minister Office's letter No. 915/11/C/2/2002-Pol. dated 3rd/5th September, 2002 addressed to the Commission, P.M.O.'s U.O. No. PMS-307 dated 05.01.1974 sent to Shri T.C. A. Nivasavardan, Additional Secretary, Ministry of Home Affairs, Government of India, and d.o. letter No. 24/27/71-Pol.II (D.III) dated May 3/4, 1974 of the Home Minister addressed to Samar Guha, M.P. were enclosed and the Secretary, Ministry of Home Affairs was requested to kindly furnish to the Commission immediately the details of documents which could be secured by the Government of India and supplied to the Khosla Commission as also the particulars of the documents which could not be secured by them because of their non-availability along with authenticated Xerox copies of different affidavits of the Ministry of Home Affairs filed before the Khosla Commission in the matter and of the reply given by the

- Home Minister in the Lok Sabha on 27th March, 1974 as stated in the aforesaid d.o. letter dated 3/4 May, 1974 of the Home Minister addressed to Shri Samar Guha, M.P. He was further requested to kindly send immediately an authenticated Xerox copy of the reply, if any, given by the Ministry of Home Affairs to Shri Samar Guha as requested in para 4 of the aforesaid P.M.O.'s U.O. Note No. PMS-307 dated 05.01.1974. The reports / particulars / documents as called for from the Ministry of Home Affairs are still awaited.
5. The Secretary, Prime Minister's Office has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/188 dated July 12, 2002 to furnish the Commission immediately with the documents mentioned against four Com. Nos., Viz., com.11, 30(R)(2), 30(S)(2), and 30(V)(1), since those documents do not appear to have been submitted to the Commission as yet which is supposed to be done by the Prime Minister's Office as mentioned in the 3rd para of the d.o. letter No. IV/8(66)/2001-2184 dated 12.12.2001 of Shri Sanjoy Sinha, Joint Director, IB, Government of India, addressed to the Secretary of the Commission, a Xerox copy of which has been enclosed with the aforesaid letter dated 12.07.2002 of the Commission. The documents called for are still awaited.
 6. The Secretary, Ministry of Home Affairs, Government of India, has again been requested by Commission's registered letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/121 dated June 14, 2002 to send immediately authenticated true copies of the papers / documents concerning Sl. Nos. (ii), (iii), (iv), (v), and (vi) of para 1 of the letter No. 281/12/1/2000-TS dated September 19, 2001 of the Cabinet Secretariat, Government of India, addressed to the Commission which indicates that those papers / documents have been sent to the M.H.A. by the Cabinet Sectt. A copy of the said letter of the Cabinet Sectt. has been enclosed with Commission's aforesaid letter dated June 14, 2002. The said records are still awaited.
 7. Shri Sanjay Sinha, Joint Director, Intelligence Bureau, (M.H.A.), Government of India, has been requested by Commission's letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(III)/99 dated May 29, 2002 to offer his comments on the averments of Shri Sunil Gupta in his affidavit dated May 8, 2002 which is a rejoinder to the affidavit dated 11.12.2001 of Shri Sanjay Sinha. A copy of the affidavit of Shri Gupta has been enclosed with the aforesaid letter dated May 29, 2002 of the Commission. The matter was again referred to the said Joint Director by Commission's registered letter No. JMCI/Meeting-Proceedings (Follow Up)/99-2000/48(IV)/384 dated October 22, 2002. The reply is still awaited.
 8. Under Commission's Registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/236(3) dated August 1, 2002, the Secretaries, Prime Minister's Office, Ministry of Home Affairs, and Ministry of External Affairs, Government of India have been furnished with Xerox copies of the d.o. letter dated January 3, 1974 of Shri Samar Guha, M.P. addressed to Smt. Indira Gandhi, the then Prime

Minister of India and of the reply thereto dated January 9, 1974 given by Smt. Indira Gandhi to Shri Samar Guha and they have been requested to kindly send immediately to the Commission authenticated true copies of all the documents, copies of which were lying in P.M.O.'s File No. 12(226)/56-PM since destroyed, as also authenticated true copies of all those files which contain the said documents, the copies of which were lying in the said destroyed file as stated by the then Prime Minister in her aforesaid d.o. letter dated January 9, 1974. The Ministry of External Affairs has stated in reply that "the documents in the letter (i.e. Commission's letter dated August 1, 2002) referred to above of the Commission belong to files of the Prime Minister's Office and, therefore, any reply in the matter can be given only by Prime Minister's Office." The said documents are yet to be received.

9. The Secretary, Ministry of Home Affairs, Government of India, has been requested by Commission's registered confidential letter No. JMCI/Records/2000-01/37(II)/533 dated January 28, 2002 to let the Commission know what was the outcome of the action, if any, taken on U.O. No. 800/6/C/1/90-Pol. dated September 21, 1990 of the Prime Minister's Office addressed to Shri Naresh Chandra, the then Home Secretary, Government of India, wherewith a copy of the letter dated September 13, 1990 of Shri Amiya Nath Bose addressed to Shri V. P. Singh, the then Prime Minister of India and of the enclosure thereto which is a Xerox copy of the news titled, "Fresh Clue on Netaji's Death" published in the 'Times of India' (New Delhi), dated Sept. 3, 1990 were sent to the Home Secretary, Government of India, for appropriate action. It has also been stated in the said letter dated 28.01.2002 of the Commission that the said letter dated Sept. 13, 1990 of Shri Amiya Nath Bose with its enclosure and the said U.O. note dated Sept. 21, 1990 of the Prime Minister's Office are available in File No. 800/6/C/1/90-Pol. of the Prime Minister's Office, on the subject, "Netaji Subhas Bose - Bringing in the ashes of". A self-contained reminder has been sent to the Secretary, Ministry of Home Affairs by Registered Post vide Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/195 dated July 22, 2002. The reply of the Ministry is still awaited.
10. The attention of the Joint Secretary (CNV), Ministry of External Affairs, Government of India, was drawn by Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/316 dated 06.09.2002 to the Ministry of Home Affairs U.O. No. VI/11034/61/2002-IS (D.III) dated 19.07.2002 endorsed to the Joint Secretary (Co-ordination), Ministry of External Affairs, Government of India, wherewith a copy of this Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(II)/113 dated 21.06.02 was forwarded and the Joint Secretary (CNV), Ministry of External Affairs, was requested to kindly furnish copies of the affidavit-in-opposition filed and the judgment Order dated 04.03.1987 delivered by Hon'ble Mr. Justice Bhargava of Rajasthan High Court as referred to in them. The Ministry of External Affairs with their letter No. 25/4/NGO-Vol. VIII dated October 25, 2002 has sent to the Commission a copy of their U.O. No. 25/4/NGO-Vol. VIII dated 26.07.2002 endorsed to the Ministry

- of Home Affairs wherefrom it appears that the Ministry of External Affairs has referred back the matter to the Ministry of Home Affairs. A copy of the said Judgment Order has since been received but no copy of the affidavit-in-opposition referred to above has yet been received.
11. (a) By Commission's registered letter No. 310 dated 06.09.2002, the attention of the Secretary, Ministry of Home Affairs, Government of India was drawn to Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/201 dated 27.07.2002 and he was requested to report to the Commission immediately the details of action taken on the letter dated 15.10.1970 of Shri M. L. Sondhi, M.P., Lok Sabha addressed to the then President of India and the outcome thereof. The said letter of Shri Sondhi was sent by the Prime Minister's Office to the Ministry of Home Affairs under the former's U.O. No. 2(64)/56-70-PM dated October 22, 1970 for such action as was considered appropriate. A copy of the said letter dated 15.10.1970 was also enclosed with the Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(II)/608(2) dated March 14, 2002 sent earlier to the Ministry of Home Affairs in the matter. The report called for from the M.H.A. is still being awaited.
 - (b) By Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/226(2) dated July 30, 2002 the reports were called for from the Ministry of External Affairs and the Prime Minister's Office regarding the action taken by them on the letter dated 15.10.1970 of Shri M. L. Sondhi, M.P., Lok Sabha, addressed to the then President of India as mentioned herein before. In reply, the Prime Minister's Office has requested the Commission by their letter No. 915/11/C/2/2000-Pol. dated August 27, 2002 to approach the Ministry of Home Affairs and the Ministry of External Affairs in the matter. The report called for has not been received from the Ministry of External Affairs and also from the Ministry of Home Affairs as already stated.
 12. By d.o. letter No. JMCI/Records/99-2000/37(III)/359 dated October 3, 2002 of the Secretary of the Commission addressed to the Secretary, Ministry of Information and Broadcasting, Government of India, the attention of the latter was drawn to a special message from Netaji Subhas Chandra Bose of the Provincial Government of Azad Hind (Singapore) broadcast on 31.42 Metres in 2115-25 hrs. daily "commentary in English" on August 18, 1945 which appears to have been monitored by the monitoring service of All India Radio, Simla, and presented to the National Archives of India by the Publication Division of the Ministry of Information and Broadcasting. A copy of the said message has been enclosed with the said d.o. letter dated October 3, 2002 for ready reference. The Secretary of the Ministry of Information and Broadcasting was requested to throw some light on the points whether the message was live and a direct broadcast or whether the broadcast was of a pre-recorded message / speech of Netaji. The response of the said Ministry in the matter is still awaited.

13. By Commission's registered letter No. JMCI/Study (PMO)-Follow Up/2002-2003/84/257 dated August 14, 2002, read with its registered letter No. JMCI/DOC (FOR)/99-2000/56(IV)/348 dated 27.09.02, the Ministry of External Affairs, Government of India, has been requested to kindly send immediately a complete list of the names and addresses of all the Archives in Russia as also in other States which previously belonged to erstwhile USSR. We have received a list of 9 (nine) archives in Russia from the Ministry of External Affairs, Government of India, with their d.o. letter No. 24/4/NGO-Pol. VIII dated October 21, 2002 but the complete list as called for is still awaited.
14. The Secretary, Ministry of External Affairs was requested by Commission's registered letters dated August 1, 2002 and dated 27.09.2002 to kindly provide the Commission with the particulars of the US documents on Netaji Subhas Chandra Bose pertaining to the period from August, 1945 onwards, if any, which are available in the National Archives of the U.S.A. and Records Administration, Maryland, U.S.A. as also in other archives of the U.S.A. including Mac Arthy Archives, the Archives of the Princeton University, Hoover Institution, Stand Ford U.S.A. etc. The response is still awaited.
15. The letter No. 281/12/1/2000-TS dated November 13, 2002 of the Director, Cabinet Sectt., Rashtrapati Bhavan, New Delhi, which is in reply to Commission's letter No. JMCI/Records/N.Delhi/99-2000/37(III)/374 dated October 10, 2002 addressed to the Secretary, Cabinet Sectt., Rashtrapati Bhavan, New Delhi, does not contain the information about the Department / Ministry / Office, out of which the Cabinet Sectt. was formed or about the Department / Ministry / Office of the Government of India which used to look after the works now being looked after by the Cabinet Sectt., Rastrapathi Bhavan and the Cabinet Sectt., Bikaner House Annexe, New Delhi, as called for. The said information is still awaited from the Cabinet Sectt., Rashtrapati Bhavan, New Delhi.
16. By Commission's registered letter No. JMCI/Records/N.Delhi/99-2000/37(III)/235 dated August 1, 2002, the Secretary, Ministry of Home Affairs, was requested to report to the Commission immediately what action was taken on the P.M.O.'s endorsement No. 870/11/P/10/93-Pol. dated 08.04.1993 to the Home Secretary, New Delhi, wherewith copies of the letter dated March 22, 1993 of Dr. Shankar Dayal Sharma, the then President of India, along with a copy of the letter dated March 13, 1993, jointly authored by Shri Triguna Sen, Shri Amiya Kumar Mazumder, and Shri Aurobinda Nath Bose, some of the distinguished citizens of Calcutta, addressed to the President of India, were forwarded to the Home Secretary, New Delhi, for appropriate action, as also to report what was the outcome of the said action. The Ministry of Home Affairs have stated inter alia in their letter No. I/12014/13/2000-IS(V) dated 24.10.2002 received by the Commission on 30.10.2002 that the matter was referred to the Ministry of External Affairs for appropriate action. No report has yet been received in the matter from the Ministry of External Affairs, Government of India.

17. To expedite the matters, the Hon'ble Chairman went to Delhi on 28.10.2002 and met the Hon'ble Minister of External Affairs, Government of India. He requested the Hon'ble Minister to persuade the Government of the U.K. to declassify all relevant classified British documents and to take all steps in terms of the d.o. letter No. 25/4/NGO-Vol. VI dated 26.09.2001 of the then Hon'ble Minister of External Affairs. Apropos the said discussion, the Commission's letter No. 398 dated 11.11.2002 was sent by Speed Post to the Ministry of External Affairs, Government of India, with the request to take appropriate action in the matter. The Hon'ble Minister of External Affairs, Government of India, in his d.o. letter dated 13.11.2002 addressed to the Hon'ble Chairman has stated inter alia : ".....since the Commission feels that these papers (i.e. classified British records on Netaji Subhas Chandra Bose) could be of vital importance with reference to its mandate, we have again taken up the issue of their release with the British Government and would keep you informed of the outcome in this regard.

I would like to take this opportunity to reassure of all possible assistance from our side to facilitate the inquiry of the Commission."

Further development in the matter is awaited.

18. Notwithstanding the statement made by Late Morarji Desai, the then Prime Minister of India , in the Lok Sabha, on 28.08.1978 regarding the availability of "further contemporary official documentary records", no such records could be located by the Prime Minister's Office, the Cabinet Sectt., and the Ministry of External Affairs, as reported by them. The said reports would be considered by the Hon'ble Chairman at the appropriate stage to express his views thereon. The report called for in the matter from the Ministry of Home Affairs by the Commission's Registered letter No. JMCI/Records/N. Delhi/99-2000/37/177 dated 29.06.2001 has not yet been received in spite of several reminders.
19. On being requested by the Commission, the Indian Embassy in Japan has agreed on December 27, 2002 to solicit the services of an expert to re-examine the bones allegedly of Netaji Subhas Chandra Bose kept in Renkoji temple "to seek his opinion on whether any material exists from which D.N.A. may be isolated for the purpose of a D.N.A. test". Further development in the matter is awaited.
20. Shri Nandalal Chakraborty, one of the deponents of the affidavit No. JMCI/11, in his letter dated 01.11.2002 addressed to the Secretary of the Commission, has requested the Commission to visit the USA, the UK, and Germany for reasons mentioned therein. A copy of the said letter has been sent to the Ministry of External Affairs, Government of India, in continuation of the Commission's letter No. 398 dated 11.11.2002 as referred to para 17 herein before, with the request to act accordingly. The reply of the Ministry of External Affairs in the matter is awaited.

21. Some 'handwritings' allegedly of 'Gumnami Baba' were made over to the Government Examiner of Questioned Documents, Bureau of Police Research and Development, Ministry of Home Affairs, Government of India, Simla, on 02.09.2002 along with some admitted specimens of the handwritings of Netaji Subhas Chandra Bose for examination of the said questioned handwritings by comparing with the said admitted specimens of handwritings. The sealed report of the said Government Examiner has been collected and brought to the office of the Commission on 25.11.2002. The aforesaid two sets of handwritings have been made over to another competent handwriting expert in the last week of December, 2002. It need be pointed out in this connection that it may take considerable time to get the aforesaid two sets of handwritings examined by the said second expert and thereafter by the third expert.
22. Shri Subrata Bose, a nephew of Netaji Subhas Chandra Bose has stated before the Commission at the time of its hearing on 02.12.2002 that he would try to impress upon some of the descendents in the paternal and maternal lineage of Netaji Subhas Chandra Bose to donate blood. Shri Nirupam Som, who earlier questioned the efficacy of the proposed D.N.A. test, has stated inter alia, in his letter dated 05.12.2002 to the Secretary of the Commission: "I see no reason to deviate from the stand taken by me in my earlier letter to you. I am also sure that Shri Subrata Bose is aware of the points raised in the same. Hence, since this important matter of blood donation is being delayed, I hereby express my willingness to donate blood for the D.N.A. test provided Shri Subrata Bose has also given concurrence and has donated the same". Shri Sadhan Kar in his letter dated 26.12.2002 received by the Commission on 06.01.03 has expressed his willingness to cooperate with the Commission for the proposed D.N.A. test. The Commission by its Registered letter No. 495 dated December 31, 2002 has requested Shri Dwarka Nath Bose, son of Netaji's elder brother Late Sunil Chandra Bose to convey in writing his willingness to donate his blood sample of one ml. for the purpose of the proposed D.N.A. test. The Commission is still making efforts to collect the names and addresses of other eligible donors, if any, of Netaji's family.
23. Necessary steps have been taken for the hearing of the Commission scheduled to be held on January 9, 2003 in Annexe Building, Mahajati Sadan, Kolkata on the contents of the paragraph 7(a) of the Status Report as on 28.11.2002 (copy enclosed).
24. The Secretary, Ministry of External Affairs, Government of India, has been requested by the Commission's registered letter No. JMCI/CPDC/2000/432 dated November 27, 2002 to kindly persuade the Government of Japan to get from the Government of Taiwan the original Register of Cremation Permits for the period from 18.08.1945 to 21.08.1945, the original application for cremation Permit allegedly filed on 18.05.1945 in the name of Chandra Bose or Subhas Chandra Bose, the original application for Cremation Permit, if any, filed on 18.08.1945 or 19.08.1945 in the name of Ichiro Okura, the original Death Certificate allegedly

issued in the name of Subhas Chandra Bose or Chandra Bose and the original Death Certificate, if any, in the name of Ichiro Okura, since the Commission is essentially required to have an access to those documents in view of the facts and circumstances stated in the aforesaid letter dated November 27, 2002 of the Commission. A copy of the said letter along with copies of the enclosures thereto has also been sent to the Joint Secretary (IS), Ministry of Home Affairs, Government of India, on November 27, 2002 by Registered Post. Their response is awaited.

(P. K. Sengupta)
Secretary