

# PRASHANT BHUSHAN

ADVOCATE

RESI.  
B-16, SECTOR-14, NOIDA  
DIST. GAUTAM BUDH NAGAR  
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OFFICE.  
C-67, SECTOR-14, NOIDA  
DIST. GAUTAM BUDH NAGAR  
(U.P.) - 201 301, FAX: 0120-4512694  
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E-MAIL: prashantbhush@gmail.com

CHAMBER  
301, NEW LAWYERS CHAMBER  
SUPREME COURT OF INDIA  
NEW DELHI  
PH: 011- 23070301,23070645.

Dated: May 20, 2015

To,  
Mr. Narendra Modi  
Prime Minister of India  
Prime Minister's Office  
South Block, New Delhi-110001



Dear Sir,

*SUB: Representation concerning proposed appointment of CVC*

Central Vigilance Commission, in the absence of the Lokpal, is considered the apex integrity and watchdog institution of the country. Apart from overseeing the vigilance administration, it has also been tasked with superintendence over the CBI in corruption cases and for protection of the whistleblowers.

Supreme Court on 13<sup>th</sup> May 2015 lifted the stay on the appointment of Central Vigilance Commissioner (CVC) and Vigilance Commissioners (VCs), after the Attorney General appearing for your government assured the Court that your government would appoint the best person after following a credible transparent selection process.

Sir, the selection committee is headed by you, the Prime Minister of India.

Reliable sources have informed me that the former chairperson of the CBDT Mr. K V Choudhry is the front runner for the post of the CVC. Mr. Choudhry is currently posted as an advisor in the black money SIT.

I have certain information about Mr. Choudhry that puts serious doubts on his suitability for this important position.

1. Mr. Choudhry's name figures four times in the list of persons who visited former CBI Director Mr. Ranjit Sinha at his official residence. Supreme Court on 14.05.2015 has said that Mr. Sinha's meetings and the impact of those meetings on cases being dealt by the CBI, needs to be investigated.

2. During the tenure of former CBI Director Mr. Ranjit Sinha, Choudhry's role was investigated by the CBI in 'stock guru' scam.

3. Also, Mr. Choudhry, who was chairman and member (investigation) of income tax, was apparently investigating hawala dealer Mr. Moin Qureshi who repeatedly visited Mr. Sinha.

4. Mr. Choudhry was the then DGIT, Delhi when the Radia tapes were intercepted and did not take any action on evidence available with him.

5. As in charge of 2G scam investigation in income tax, Mr. Choudhry failed to make any headway in the case, unlike the other agencies like the CBI or the ED.

6. Mr. Choudhry was also in-charge of investigating HSBC account holders for almost three years. Until Supreme Court appointed the SIT, there were almost no progress in the income tax investigation under Mr. Choudhry. At the time SIT was formed, income tax department had not filed even a single prosecution case against HSBC account holders.


7. Serious adverse remarks have been made in Mr. Choudhry's performance appraisal reports by three senior officers of CBDT.

8. Mr. Choudhry wrongfully reduced the 'undeclared wealth' of M/s Flora and Fauna, a company of Ponty Chadha by over Rs. 200 crores.

In light of the above, I request you to ensure that your high offices are not used for the appointment of dubious officers as the CVC.

It is only fortuitously that I have come to know about Mr. Choudhry's likely appointment as the CVC and therefore I am placing this information before you. That is why for such important institutions, the Government must, at the very minimum, place the names of all shortlisted candidates in public domain, so that people can inform the selection committee about any information concerning those persons. Appointments by stealth and secrecy cause irreparable harm to important institutions.

Thanking you,  
Yours faithfully,



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Supreme Court on 13<sup>th</sup> May 2015 lifted the stay on the appointment of Central Vigilance Commissioner (CVC) and Vigilance Commissioners (VCs), after the Attorney General appearing for your government assured the Court that your government would appoint the best person after following a credible and transparent selection process.

Sir, the selection committee is headed by you, the Prime Minister of India.

Reliable sources have informed me that the former Chairperson of the Central Board of Direct Taxes (CBDT) Mr. K V Choudhry is the front runner for the post of the CVC. Mr. Choudhry is currently posted as an advisor in the black money SIT.

I have certain information about Mr. Choudhry that puts serious doubts on his suitability for this important position.

1. Mr. Choudhry's name figures four times in the list of persons who visited former CBI Director Mr. Ranjit Sinha at his official residence. Supreme Court on 14.05.2015 has said that Mr. Sinha's meetings and the impact of those meetings on cases being dealt by the CBI, needs to be investigated.

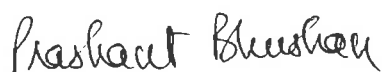


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COPY TO:  
ARUN JAITLEY  
FINANCE MINISTER OF INDIA

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Copy To:

SRI RAJNATH SINGH  
HOME MINISTER OF INDIA

*Received*  
*20/5/15*  
*Prashant*