

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

SLP CRL. NO. 10039-10040 OF 2016

IN THE MATTER OF:

A.G. PERARIVALAN ... PETITIONER

VERSUS

THE STATE THROUGH

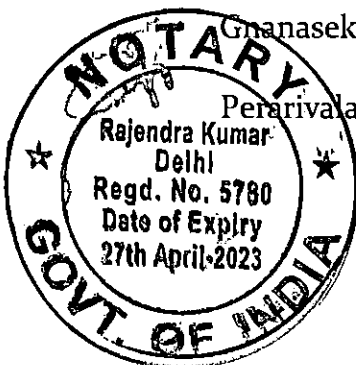
SUPERINTENDENT OF POLICE & ANR. ... RESPONDENTS

**AFFIDAVIT ON BEHALF OF UNION OF  
INDIA**

I, Mohd. Nasim Khan S/o Mohd. Shahabuddin Khan, aged about 59 years, presently working as Deputy Secretary in the Ministry of Home Affairs, Government of India, do hereby solemnly affirm and state as follows:

1. That in my official capacity I am acquainted with the facts of the case, I have perused the record and am competent and authorized to swear this affidavit.

2. That the instant petition relates to the request of the life convict prisoner No. 13906, A.G. Perarivalan @ Arivu Perarivalan, S/o Gnanasekaran and his mother Smt. Arputham, to release Arivu Perarivalan prematurely and remit his sentence, vide C. No. 2903/Pri-



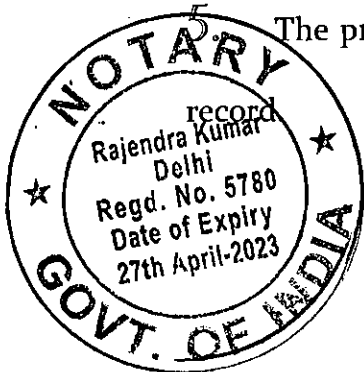
IV/2016. Pertinently, the offence committed was pertaining to the assassination of Shri Rajiv Gandhi, former Prime Minister of India by means of detonating a bomb which resulted in the killing of 18 innocent individuals (including the former Prime Minister of India as noted above) and further causing serious injuries to 43 other persons.

3. It is submitted that that the present affidavit is being filed in pursuance of order dated 21.01.2021 of this Hon'ble Court wherein the following order has been passed :

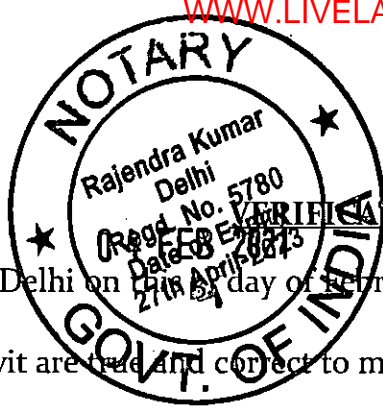
*"The learned Solicitor General submitted that the application filed by the Petitioner under Article 161 of the Constitution of India shall be considered within a period of one week from today. List this matter after two weeks."*

4. That, His Excellency the Governor of Tamil Nadu considered all the facts on record and after perusal of the relevant documents, recorded that the Hon'ble President of India is the appropriate competent authority to deal with the said request for remittance matter vide his order dated 25.01.2021. The proposal received by the Central Government will be processed in accordance with law.

The present affidavit is being filed to place the aforestated facts on

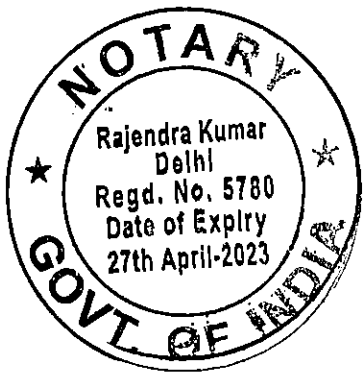


DEPONENT  
(मो० नसीम खान)  
(MOHD. NASIM KHAN)  
उप सचिव/Deputy Secretary  
गृह मंत्रालय  
Ministry of Home Affairs  
शासक सरकार/Govt. of India



VERIFICATION 04 FEB 2021

Verified at New Delhi on this day of February, 2021, that the contents of the above affidavit are true and correct to my knowledge and belief derived from the official records. No part of the above affidavit is false and nothing material has been concealed there from.



DEPONENT

(मो० नसीम खान)  
(MOHD. NASIM KHAN)  
उप सचिव/Deputy Secretary  
गृह मंत्रालय  
Ministry of Home Affairs  
भारत सरकार /Govt. of India

ATTESTED

RAJENDRA KUMAR  
NOTARY, DELHI-R-5780 .  
GOVERNMENT OF INDIA  
SUPREME COURT OF INDIA  
COMPOUND, NEW DELHI  
Register Pg./Sl. No. ....

9899448209

04 FEB 2021

CERTIFIED THAT THE CONTENTS EXPLAINED TO THE  
DEPONENT EXECUTIVE WHO IS SEEMED PERFECTLY  
UNDERSTAND & AFFIRMED BEFORE ME AT  
DELHI ON..... IDENTIFIED BY  
IDENTIFY THE EXECUTIVE / DEPONENT WHO HAS  
SIGNED IN MY PRESENCE

IDENTIFIED