

**JUSTICE THOMAS COMMITTEE**

Subject: Constitution of the Justice Thomas Committee to suggest modalities for making the enforcement of the provisions of the Prevention of Damage to Public Property Act, 1984 more effective and useful.

The Hon'ble Supreme Court, vide an Order dated 18.6.2007 in the matter of W.P.(Crl) No.77/2007, appointed a Committee to examine as to the modalities to be adopted to make the Prevention of Damage to Public Property Act, 1984 more effective and also to suggest suitable changes or alterations which can make the statute more meaningful. The composition of the Committee is as under :-

Justice K.T.Thomas, former Judge of the Supreme Court of India.	.....	Chairman
Mr.K.Parasaran, Senior Member of the legal profession	.....	Member
Mr.R.K.Raghavan, ex Director,CBI	.....	Member
Mr.G.E.Vahanvati, Solicitor General Of India	.....	Member
Secretary ,Ministry of Law & Justice	.....	Member
Smt.Anita Chaudhary, Addl.Secretary, Ministry of Home Affairs	.....	Member
Mr.Rajeev Dhavan, Amicus Curiae	.....	Member

Mr.G.E.Vahanvati, Solicitor General of India is also the convener to cooperate the functioning of the Committee. The Ministry of Home Affairs is responsible for coordination of the functioning of the Committee.

The Committee has already met twice on 31<sup>st</sup> July, 2007 and 11<sup>th</sup> September, 2007 at New Delhi.

**MOST IMMEDIATE  
SUPREME COURT MATTER**

No.24013/69/2007-CSR.II (Pt.III)

**MADHUKAR GUPTA**

**HOME SECRETARY  
GOVERNMENT OF INDIA  
North Block,  
New Delhi.  
12<sup>th</sup> September,2007.**

Dear Chief Secretary,

This is with reference to letter dated 14<sup>th</sup> August, 2007 from Shri G.E.Vahanvati, Solicitor General of India regarding Justice Thomas Committee appointed by the Supreme Court of India to examine the modalities to be adopted to make the Prevention of Damage to Public Property Act, 1984 more effective and also to suggest suitable changes/alterations to make the study more meaningful. Despite the Supreme Court issuing Notice to all State Governments/UTs to furnish information of the cases, which were tried under the Prevention of Damage to Public Property Act, 1984, the number of cases where conviction was recorded and fine realized, the requisite information has not been forthcoming from the States. The information was to be supplied to the Committee within three weeks of the issue of Notice by the Supreme Court. The views of the State Governments and the Union Territories about steps that could be taken to make the Act more meaningful were also required to be provided to the Committee during the said period of three weeks.

2. The delay in furnishing the information by the State Governments has been viewed with great displeasure by the Committee when it met for the second time on 11<sup>th</sup> September, 2007 and the Committee desired that the States/UTs may be advised to respond quickly in the matter in compliance with the directions of the Supreme Court, so that the inputs given by the States can be taken up for further necessary action/steps in the matter by the Committee in its next meeting which is likely to be held soon.

3. **I, therefore, request you to kindly look into the matter personally and ensure that the desired information and the views of the State Government are sent to MHA immediately and positively within the next ten days.**

With regards,

Yours sincerely,

**(Madhukar Gupta)**

Chief Secretaries, All State Government/UTs.