

Dated- 27.01.2021

To,

Hon'ble Chief Justice of India

And Other Hon'ble Justice of Supreme Court of India

**Sub:- LETTER PETITION BEFORE YOUR LORDSHIP'S FOR TAKE UP  
SUO MOTO COGNIZANCE ON THE VIOLENT INCIDENTS THAT  
TOOK PLACE DURING "TRACTOR RALLY" HELD ON  
26.01.2021 AND HOISTING FLAG OTHER THAN OUR  
NATIONAL FLAG ON RED FORT CAUSING LAW AND ORDER  
ISSUE IN DELHI NATIONAL CAPITAL AREA ON REPUBLIC  
DAY OF INDIA.**

Every citizen of our country has the right to demonstrate and protest peacefully as enshrined in Indian Constitution under Article 19(1). The farmers have been protesting for last 3 months on the borders of Delhi against three laws ( related to farming) passed by government of India. In the month of January' 2021 protesting farmers called for a "Tractor rally" on 26.01.2021 which is also a historic day for every citizen of India as "Republic day". While famer's leaders called for this "Tractor Rally" they assured that there would be no violence and no hardship caused to the residents of Delhi and the 'Tractor rally' would be a pride situation for every citizen of this country depicting the participation of common mass on this historic day. After calling of this tractor rally, the Delhi police had apprehensions regarding the disruption of law and order situation in Delhi

and such disturbances on the Republic Day celebrations will cause "embarrassment to the nation" thereby seeking injunction against the proposed tractor rally from this Hon'ble court.

After hearing Delhi Police ,on January 18<sup>th</sup> this Hon'ble court specifically mentioned that Delhi Police was at liberty to invoke all powers under the law to deal with law and order situations. **"Who should be allowed and the number of people to enter are all matters of law and order to be decided by the police. We are not the first authority," said Hon'ble Chief justice of this court.** However, during the hearing the former leaders through their advocate assured this Hon'ble court and Delhi Police that "They are going to celebrate Republic day and won't breach peace with their tractor rally."

After that Delhi Police allowed the proposed tractor rally with some specific guidelines and route map which was well accepted and agreed by all farmer leaders and the strict follow up of said guidelines was assured by these leaders.

On 26<sup>th</sup> January ,2021 , the tractor rally was supposed to proceed after 12 noon after the conclusion of Republic Day celebrations but the tractor rally was started at 8 am in the morning instead of 12 noon and the route map allotted by Delhi Police was not adhered to, instead different route was undertaken by the tractor rally which caused hardship to Delhi residents . Further when the tractor rally started proceeding with different route instead of the allotted route map, the rally caused a lot of menace and chaos by breaking the barricades and a lot of damage and destruction was caused to the public property which led to disruptions of law and order situation,this

further aggravated and caused a violent clash between the people in tractor rally procession and Delhi Police. During this violent clash, several people from the said procession as well as Delhi Police personals were injured.

By taking different route, the protesters reached the most prominent areas of Delhi , thus breaching the security conduct for the national day, and reached Red Fort where some of the people hoisted religious flag , where only National Flag is hoisted by the Prime Minister of India which caused worldwide national embarrassment for our country . This incident also led to a vulnerable state of security in the capital on this special day. Hoisting a religious flag , other than our national flag is also against the integrity and unity as laid by the constitution of India . Such activities hurt the secular spirit of the citizens of our country and also account to disgrace of our national flag and constitution of India.

The above acts raise a big question upon the kind of rally that was carried out leading to the disruptions of law and order and security breach in national capital on our Republic Day. It also sets a wrong example as the rules and guidelines set by the Delhi Police were openly flaunted by the participants of the tractor rally. No heed was paid by the rally leaders who proved to be incompetent in abiding by the assurances gives before the permission was granted.

It is Humbly prayed that the Hon'ble Court may take Sou moto cognizance upon this letter petition in which I have praying to constitute an independent commission for enquiry of the above mentioned incident and a prompt action against all the culprits responsible for disruptions of

law and order, damages caused to public property and being the cause of national embarrassment must be taken.



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