

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CrI.M.P. No. OF 2017

IN

SLP (CrI.) NO.5777/2017

IN THE MATTER OF:

Shafin Jahan ... Applicant

VERSUS

Asokan K.M. & Ors. ... Respondents

AND IN THE MATTER OF:

Bindu Sampath ... Applicant

WITH

[I.A. NO. _____ OF 2017]
APPLICATION FOR IMPLEADMENT

AND

[I.A. NO. _____ OF 2017]
APPLICATION FOR DIRECTIONS

PAPER: BOOK

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ADVOCATE FOR THE APPLICANT:
MS AISHWARYA BHATI

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AND IN THE MATTER OF:

Bindu Sampath,

[REDACTED]

... Applicant

APPLICATION FOR IMPLEADMENT

TO

THE HON'BLE CHIEF JUSTICE OF INDIA
AND HIS COMPANION JUSTICES OF THE
HON'BLE SUPREME COURT OF INDIA

THE HUMBLE APPLICATION OF THE
APPLICANT ABOVE NAMED:

MOST RESPECTFULLY SHOWETH:

- 1) The present is an Application for Impleadment of the Applicant viz. Bindu Sampath, mother of Fatima [REDACTED] [REDACTED] as Respondent in the aforesaid SLP (Crl.) No.5777 of 2017 titled as "Shafin Jahan Vs Asokan K.M. & Ors."

- 2) The Applicant is the hapless mother of Smt. Fatima @ Nimisha, who was first cajoled and influenced by one Sajjad Rahman and then by her room mates at her Dental College to adopt Islam and marry one Issa @ Bexen and thereafter has been brainwashed, radicalised and forced to join Jihad of ISIS in Afghanistan, whilst she was seven months pregnant. She is currently believed to be in the Khorasan province of Afghanistan, which is ISIS controlled territory, and has been the site of many US led bombings on the hideouts of ISIS there.
- 3) It is submitted that the Applicant has learnt about the aforesaid proceedings pending before this Hon'ble Court, wherein this Hon'ble Court has directed the National Investigation Agency (NIA) to carry out investigation in a similar case of indoctrination. Since the Applicant has not been able to get any relief or respite in her crusade to secure the wellbeing of her daughter, she is constrained to approach this Hon'ble Court for indulgence.
- 4) It is submitted that the Applicant has also filed a Habeas Corpus petition for securing the presence of her daughter and her husband before the Hon'ble High Court of Kerala, which has since been replaced as a Writ Petition (Crl.)

No.23075/2017. However, the same was withdrawn by the Applicant on 05.07.2017.

True typed copy of the Writ Petition (CrI.) No.23075/2017 filed by the Applicant before the Hon'ble High Court of Judicature of Kerala at Ernakulam is annexed herewith and marked as **ANNEXURE A-1** [Pages

True typed copy of the Order dated 05.07.2017 passed by the Hon'ble High Court of Kerala at Ernakulam in Writ Petition (CrI.) No.23075/2017 is annexed herewith and marked as **ANNEXURE A-2** [Pages

- 5) It is submitted that the petition explains at length the unfortunate turn of events which lead to first conversion to Islam of her daughter, her marriage to Issa @ Bexen and subsequently her having gone to Afghanistan to join the ISIS camp. It is pertinent to mention here that the Applicant has two children, her elder son is an Indian Army officer and Fathima @ Nimisha is her only daughter. Nimisha was trapped by one Sajjad Rahman while she was taking coaching classes for admission in medical college at Thriuvananthapuram.

6) Thereafter Sajjad joined the JIPMER Medical College in Pondicherry for an MBBS course and Nimisha got admission for BDS course at Century Dental College, Poinachy, Kasaragod District. The communication between Nimisha and Sajjad Rahman continued even after their joining in professional colleges. He used to visit Nimisha frequently. Sajjad Rahman told her that if she converted to Islam he would marry her. Nimisha agreed to it. Sajjad Rahman took her to Salafi Centre at Statue Junction, Trivandrum and got her converted in to Islam and gave the Muslim name Fathima. This conversion was done without the knowledge or consent of her parents. Sajjad Rahman posing as the would-be husband of Nimisha subjected her to sexual relationship. Nimisha became pregnant. Sajjad Rahman compelled her to abort pregnancy making her to believe that if his mother comes to know that she became pregnant before marriage she won't consent to their marriage. So Nimisha consented for termination of pregnancy and it was done at a private clinic in Mangalore. There after Sajjad Rahman severed his connection with Nimisha unilaterally and mercilessly. He changed his phone number even so as to avoid the phone calls of Nimisha. Eventually Nimisha came to

understand that Sajjad Rahman had forsaken her forever. The said acts of Sajjad Rahman shocked and depressed Nimisha.

- 7) Even though Sajjad Rahman had forsaken Nimisha she continued to be a Muslim. A senior student of Century Dental College Smt Riphala introduced Nimisha to Ms. Merin who was in search of a girl converted to Islam for marrying to her husband Yahiya @ Bestin's brother Issa @ Bexen. Merin and Bestin were Christians and after embracing Islam they changed their names as Mariam Bint Jacob and Yahiya respectively. The converts from Hindu and Christian religion are made to believe during the process of conversion that a convert from another religion shall not marry an original Muslim and instead they should marry only Muslim converts. Issa @ Bexen before conversion married a Muslim girl named Aleema from Nedumangad, Thiruvananthapuram. Thereafter he converted to Islam. But their marriage ended in divorce. As both Nimisha and Issa @ Bexen were having previous broken up affairs to their credit, they both decided to join together and lead a marital life.

- 8) Only in November 2015 the Applicant came to know about the above said developments of her daughter, Nimisha when she was found missing. The Applicant submitted a complaint before the 6th respondent about the missing of Nimisha. The Vidyangar Police registered Crime No 479/2015 of Vidyangar Police Station under S.57 of the Kerala Police Act. The police searched and found Nimisha and Issa @ Bexen at latter's house. The police took them into custody and brought them to police station. A group of Muslim youth assembled outside the police station. So the SI produced Nimisha before the JFMC, Kasaragod. The learned Magistrate set her at liberty and she went along with the group of persons who were found outside the police station.
- 9) The Applicant filed WP (Crl.) 468/205 before the Hon'ble Kerala High Court for the production of Nimisha. The 2nd respondent filed a statement stating that on 10/11/2015 the investigation team located Nimisha at Yakkara in Palakkad District and she was brought to Vidyanagar police station. Her statement was recorded. According to her she was living with Issa @ Bexen. Vincent is the father of Issa @ Bexen. Nimisha was produced before the Hon'ble High Court on 25/11/2015. This court interacted

with Nimisha. Nimisha stated that she was not under illegal custody of Vincent therein and the marriage between Nimisha and Issa @ Bexen was solemnized in the month of October in 2015 at Payyannur in Kannur District. In order to register the customary marriage under the Special Marriage Act they have already moved the marriage officer concerned. Nimisha told the court that she did not want to go with her parents. This court interacted with Issa @ Bexen and Vincent therein. The Hon'ble High Court was convinced that Nimisha was not under the illegal custody of Issa @ Bexen or his father. So the Hon'ble court dismissed the writ petition by judgment dated 25/11/2015. Thus Nimisha went along with Issa @ Bexen.

- 10) The Applicant went to the house of Issa @ Bexen in March 2016 where Nimisha and Issa @ Bexen were living. On the request of the Applicant Nimisha came to her house at Thiruvananthapuram in April 2016. Thereafter Nimisha and Issa @ Bexen came to the house of the Applicant on 15/5/2016 and stayed there for one day. Then Nimisha was seven months pregnant. The Applicant requested Nimisha to stay with her till delivery. But they were not amenable for the same and they

returned on the next day. They both told the Applicant that they were going to Srilanka for doing carpet business so Nimisha cannot stay with the Applicant for her delivery and they left. The Applicant enquired with the step mother Elsy Vincent about the said business and then she also told the Applicant that the said business is genuine. Smt. Elsie Vincent is the 3rd wife of Issa @ Bexen's father who had earlier converted from Christianity to Islam and had also been radicalized.

- 11) On 17/5/2016 Issa @ Bexen called the Applicant and told her that they were leaving for Srilanka on the same day itself. After three days Issa @ Bexen called the Applicant from phone No. 7356668017 and told that as they got Visa immediately they were going to Srilanka. Thereafter there was no communication for one week between the Applicant and Nimisha and Issa @ Bexen. The Applicant called the Elsy Vincent and told her that there were no communications from Nimisha and Issa @ Bexen. Within 15 minutes Nimisha called the Applicant from Mobile No. 8111851323 and told her that the Applicant need not worry and they were fine and living happily. (Later on it is revealed that the said mobile number belongsto a group of persons and is using an app called Telegram - which is

supposed to be for secret and untraceable messages. This number was also being used to communicate with various other people including from media). When the Applicant asked her from which place she was calling from, she pretended as if she did not hear such a query. She was reluctant to name the place where they were put up.

- 12) Thereafter Nimisha started to send messages to the Applicant from her own phone No.9567504769 till June 4th 2016. Thereafter there was no communication from Nimisha. The Applicant met the then Additional Director General of Police Smt. Sreelekha IPS and told her that Nimisha was missing. The ADGP told the Applicant to wait till Ramzan was over. Again the Applicant contacted the ADGP on 18/6/2017. There was no favorable reply from her.
- 13) On 24/6/2016 the Applicant went to the house of Issa @ Bexen and met his father and step-mother Smt. Elsy Vincent. Smt. Elsy Vincent told the Applicant that Nimisha had already been taken to Afghanistan and she would be **used as human bomb and the Applicant would never get her back.** The Applicant went to Pollachi to meet

Gracy Vincent who is the mother of Issa @ Bexen. She is the original wife of the father of the Issa @ Bexen. She was living in Pollachi as she had been deserted by her husband. Gracy Vincent told the Applicant that Issa @ Bexen executed a power of attorney for the sale of his property at Palakkad in her favour and she further told the Applicant that the Issa @ Bexen directed her to give Rs.10 lakhs to the Applicant for clearing the liability towards the Bank incurred by her for the education of Nimisha. Gracy Vincent also gave the Applicant the earlier power of attorney executed by Issa @ Bexen in favour of his father.

- 14) The Applicant came to her house from Pollachi on 30/06/2016. On 8/07/2016, correspondents of the Janam TV and the ward councilor came to the Applicant's house to talk about Love Jihad at about 5 pm. They told the Applicant that they decided to take a documentary on Love Jihad and when they contacted the then ADGP Smt Srilekha IPS, she told them that the Applicant is the competent person to speak about love jihad. The Applicant refused to interact with them as Smt Srilekha IPS did not take any steps to trace her daughter.

- 15) On 8/07/2016 at about 6:30 pm Elsy Vincent called the Applicant and told her to watch the scrolling news in Channels which was showing that 21 people are missing from Kerala. She also pretended that she was not aware whether that group includes Nimisha and Issa @ Bexen as well. On the very next day morning the Smt Elsy Vincent again called the Applicant at 6.30 am and told that there is news the same in Mathrubhumi newspaper. In that news the names of all 21 missing persons were shown which includes that name of Nimisha and Issa @ Bexen. The Applicant read the news paper and found that Nimisha and Issa @ Bexen are also among the 16 persons who are suspected to have joined the ISIS camp. In this news report, there is a line that none of the family members made any complaint to the police about the missing of their children and the intelligence department did not get any clue about these activities. This sentence seems to be inserted at the instance of police to save their skin.
- 16) On 9/7/2016 the Applicant submitted a petition before the Commissioner of Police Thiruvananthapuram. On the basis of the same the Fort Police Station, Thiruvananthapuram City registered Crime No.

1764/2016 against unknown persons for the offenses punishable under Sections 57 of the Police Act. Nothing had taken place thereafter.

- 17) The Applicant went to Delhi and met the Home Minister and gave petition directly at his hands for getting back her lost daughter.
- 18) Issa @ Bexen called the Applicant on 12/11/2016 from the mobile No. 93728806738 and told her that he was then in Nangarhar a province in Afghanistan. When the Applicant asked him to hand over the phone to her daughter, he told that Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are not with him and they are at a distance of 2.5 hours journey. He also told that he called his mother Gracy Vincent as well on the same day. Immediately the Applicant contacted NIA officer Sri Radhakrishnan. There was no action from NIA even after passing of the said information to them.
- 19) The Applicant submitted petition to the Prime Minister of India highlighting her grievances and requesting to take steps for bring her daughter to India. The Applicant received a reply dated 24/5/2017 from the Prime Minister's office. The Applicant gave similar petitions to

Smt. Sushama Swaraj, Minister for External Affairs dated 2/5/2017. The Applicant submitted same petition to Sri V.K Singh the Deputy Minister for External Affairs as well. Nothing was heard by the Applicant as to any action taken from the side of the concerned ministries to redress her grievances.

- 20) The Indian Express daily news paper published an article titled "An Islamic State Diary; days before report of his death, he wrote; not a fly has been affected by MOAB dated 2/5/2017" reportedly by Yahiya @ Bestin. The revealed the telegram messages over 8 months since September 2016 sent by Yahiya @ Bestin to his family revealing the rare details of life inside the Islamic State affiliate in Afghanistan - From the birth of his child to his wish to die for the Caliphate. The Indian Express daily news paper published another article titled "An Islamic State Diary - There are many Indians but are advised not to stay together" on 3/5/2017 revealed that there are many Indian Families at Nangarhar in Afghanistan. Due to security reasons it is not recommended for all Indians to stay together nor work together. The said Yahiya @ Bestin is the direct brother of the Issa @ Bexen.

- 21) On 22/05/2017 the Applicant and her husband again visited the said ministers. The Applicant sent email to Sri Deepak Mittal IFS, the PS to Minister for External Affairs. The Applicant frantically sent a request even to the Ministry of External Affairs of Afghanistan through their official Facebook page. The Applicant got a reply from them to the said request stating that “one of our staff will shortly answer you”.
- 22) On 14/06/2017 the Applicant received a Whatsapp message from Elsy Vincent from her Mobile No. 9495172924. In that message she gave the Mobile No. 93797015501 which belongs to Dr. Ijaz who is the husband of Smt Riphala who is the senior student of Nimisha in the Dental College. Dr. Ijaz is also in the group of the said 16 persons. The Applicant contacted in the above said number there was no reply.
- 23) Nimisha could not even complete her studies. She is yet to write three examinations and to undergo House Surgery for taking her BDS degree. Nimisha had already taken passport bearing No. P0094823 the same was revealed to the Applicant recently.

- 24) The lives of the Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are in danger. There is bombing by United States of America in all most all the ISIS controlled areas. Nangarhar in Afghanistan is also an ISIS controlled area where Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are now living. The brother of Issa @ Bexen and few others died in bomb blasting by the USA. So unless Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are rescued immediately there are every chances for even losing their life.
- 25) It is submitted that the Applicant has also been following media reports of similar cases from India and various other countries where young and vulnerable girls are identified and trapped by coercion or fraud marriages, indoctrinated and used for the purpose of propagating terrorist and anti-national activities of Jihad. The Applicant is also praying that most of these girls and their families are not in a position to seek Redressal or approach the authorities or justice delivery system, therefore, this Hon'ble Court may also direct NIA investigation into the specific cases mentioned in the media reports also.

26) These reports make it clear that the *modus operandi* of these anti-national elements is a very well orchestrated and well oiled scheme. It is not a case of isolated, independent and individual instances of crime but rather a motivated scheme of operation. They identify and pick up young impressionable and vulnerable girls/boys of Hindu , Sikh, Christian and from other faiths other than Islam. Some specific individuals of the racket operate as honey traps to entice and entrap young girls in schools and colleges. These young girls are lured into converting to Islam by manipulation. They are then trapped into fake or coerced marriages. They are abused physically, mental ly and psychologically. They are also reported instances of use of Drugs and Hypnosis to brain wash and indoctrinate the victims. Because of the constrains of social structures and societal pressure, the families initially take a hostile stand against these young girls, which pushes them even further away from their families and into the clutches of extremists. Only after the young girls are ostracized by their families/community and they have no other place or person to turn to, they are slowly indoctrinated into active Jihad by being forced/coerced to participate in anti-national and terrorist activities. Media reports clearly show

that Kerala has become a hub of ISIS and Jihadi activities.

- 27) As per a news report by India today dated Sept 4th 2012 - Trivandrum edition : Chief minister Oomen Chandy told the state legislature on June 25th 2012 that 2667 young women were converted into Islam since 2006, this included 2195 Hindu and 492 Christians. This was to respond to a question by KK Latika one of the MLA's. According to the chief minister a total of 7713 people had been converted to Islam during the 2006-2012 period. The same report mentions that one of the converts a christian lady by the name of Cherian was arrested in Kochi for passing 2 sim cards to T Nazir suspected to be a top Lashkar E Tayeba operative suspected of many terrorist acts including the Bangalore Blasts through her boyfriend Noushad who faked a narcotic case to get to the LET leader in the same jail as suspected by Kerala Police. Xerox copy alongwith true typed copy of the news report published in India Today dated Sept 4th 2012 - Trivandrum edition is annexed herewith and marked as **ANNEXURE A-3** [Pages

28) “After Denial, the admission : Love Jihad, a reality in Kerala “ in a news report published by the The Indian Express on October 6th 2017 the Kerala police chief Loknath Behara admitted that love Jihad and Dawa Squads were not the figment of anybody’s imagination, and that “Radicalization through conversion using various means is taking place in the state. We have formed specialised teams to track related developments in a integrated manner”. According to special report filed by the police which was accessed by the newspaper, Love Jihad has been going on in the state for quite some time, with a self styled fundamental group called Dawa squad actively converting youngsters in Kerala into Islam with maximum conversions taking place in Kannur, Kozhikode, Malappuram, Palakkad and Thrissur. Dawa means Proselytising. The report also warns of Dawa was hatching plots to fuel communal tensions in the state. Xerox copy alongwith true typed copy of the news report published in The Indian Express on October 6th 2017 is annexed herewith and marked as **ANNEXURE A-4**
[Pages

29) This is not an isolated phenomenon , Hindustan Times, in their Story “Love Jihad, UK Sikh Girls exploitation worries

Takht” published on 28/01/2014 mentions that the Akal Takht, the highest temporal seat of Sikhism has taken a very serious view of reports of Sikh girls, along with Hindu and Christian girls falling victim to Love Jihad - an act that involves charming Pakistani youths attempting to impress, marry and convert non muslim girls to Islam for using them in Jihadi activities. The article sites that there are reports suggesting that some radical islamic groups are behind this movement. Giani Gurbachan singh, presiding over a meeting on this subject at the Akal Takht after the meeting made it clear that the Sikh council of UK had been asked to take what ever steps it considered appropriate to halt this exploitation, including legal measures. The report ends by mentioning that the Love Jihad movement is said to have its roots in Kerala and other southern states where Christian and Hindu girls were being targeted and were a cause of tension in these states. Xerox copy alongwith true typed copy of the news report published in Hindustan Times, in their Story “Love Jihad, UK Sikh Girls exploitation worries Takht” published on 28/01/2014 is annexed herewith and marked as **ANNEXURE A-5** [Pages

30) The Metro news of UK in their report dated 22 Feb 2007 titled "Hindu Girls Targeted by Extremists" have reported that in the UK, Muslim extremists who try to force Hindu girls to convert to Islam are being targeted in a new police crackdown. And that the recruits are often paid upto GB pounds 5000 for each success are stepping up aggressive conversion tactics, specially around universities. Xerox copy alongwith true typed copy of the news report published in Metro news of UK in their report dated 22 Feb 2007 titled "Hindu Girls Targeted by Extremists" is annexed herewith and marked as **ANNEXURE A-6** [Pages

31) The Times online of UK reported on 03/03/2007 in a story titled "Muslims accused of blackmail to make student girls convert" reports that radical muslims are being accused of blackmailing young hindu and Sikh women into changing their religion in groomed conversations on campus. The men aggressively target vulnerable university students by using the fear of being dishonoured to force them to convert. Many befriend their victims, then threaten to tell their families that they are in a sexual relationship with a muslim, some teenagers are said to have been drugged and photographed in compromising positions". Xerox

copy alongwith true typed copy of the news report published in Times online of UK reported on 03/03/2007 in a story titled “Muslims accused of blackmail to make student girls convert” is annexed herewith and marked as **ANNEXURE A-7** [Pages

- 32) In a news report by NDTV.COM, on 31/8/2017 titled “In Kerala, Love Jihad enquiry what women who converted have testified” the report mentions a 22 year old reconverted victim as saying that as per her affidavits submitted to court, that the organisation involved in her conversion is Sathya Sarini, which runs a residential program for new converts and is also named by another 27 year old women as having coached her how to escape the courts fast, and to handle her parents gimmicks. Activists of SDPI, or Social Democratic Party of India which is the political wing of PFI or popular front of India are also named as facilitators of these conversions. PFI is currently under the scanner for their various activities. Even Shafin Jehan, the man who supposedly married Akhila or Hadiya is supposed to be a SDPI member and activist. Xerox copy alongwith true typed copy of the news report published in NDTV.COM, on 31/8/2017 titled “In Kerala, Love Jihad enquiry what women who converted

have testified” is annexed herewith and marked as

ANNEXURE A-8 [Pages

- 33) Given these various reports from various news sources, it is clear that some antinational organisations are behind these Brain washes and forced conversions, and are actively luring youngsters into radicalisation and routing them to ISIS and other terrorist organizations for their use in terrorist activities. The 21 people supposed to have shifted to ISIS in Afghanistan and in Syria is ample proof of this conspiracy. One can only shudder to think how much damage a radicalised young man or woman could do to unsuspecting citizens, the brutal murder of Prime minister Rajiv Gandhi at the hands of such a brain washed and radicalized woman of LTTE, as well as images and confessions of an Ajmal Kasab are a stark reminder to those of us who may be taking this threat lightly.
- 34) Similar media reports from across the country are pouring in with FIR's and cases being filed across India citing Love Jihad cases where Muslim men have been changing their identity , luring hapless girls, then forcing them to covert, torturing them, mass raping them and then

pressuring them to take part in Anti national activities. All of these need to be properly investigated as they are all following a common pattern and modus operandi - where a heartless strategy of luring vulnerable girls to convert to Islam by feigned love and promises of marriage. But instead of marital bliss, the girls unwittingly trapped in its deceitful web usually winding up in the hands of muslim fundamental organisations. There are multiple reports coming from across India reporting a similar tactic being used - the Jihad romeos are given cell phones, bikes and fashionable cloths to accomplish their sinister mission. They have two weeks to find a girl of another religion and six months to convert her to Islam. If the girl shows no interest within two weeks, they are to leave her and fond another. For every conversion, the men receive a monetary reward - usually Rs. 5 to 7 lakhs; with the money for Love Jihad coming from a variety of organizations, many foreign based. If a recruiter does marry his convert, he is encouraged to have four children with her. Some believe this capacity to bear offspring is the reason why young women are targeted. With conversion, their reproductive powers are taken away from a competing religion and increase instead the

muslim extremist demographic. The Book Why we left Islam - a compilation of testimonies by former extremist muslims who left their faith - provides details of how in Egypt Coptic Christian girls were similarly targeted - with money paying for these operations coming from abroad, and all kinds of tricks being used to convert girls. From Outright expressions of love and attending their churches, to trapping them in moral scandals, everything was fair game. In this, the extremists were often helped by young muslim women who identified likely targets, encouraged the victim in a relationship with the extremist, and would even set up morally compromising situations. This is uncannily similar to how Nimisha was brainwashed by her own Muslim room mates in her dental college in setting her into a relationship with Sajjad Rahman, who after getting her pregnant, got her to abort her child, abandoned her, only to systematically push her to Isa or Bexen who she was finally married to, and who took her to Afghanistan finally. So instead of love, a hatred for the infidel and women is at play, to treat them as sexual objects and toys which are conveniently turned into radicalised jihadis. The stories of scores of women from around the world who reached Syria and Iraq and joined

ISIS are all along similar lines and a pointer to the conspiracy at play.

- 35) Organizations like ISIS have publicly declared a war on India and have published their plans for “Ghazwa e Hind” or takeover of this country and to complete islamisation of this country on their websites openly, and are actively recruiting innocent victims to carry out their nefarious plans . What ISIS have done in Iraq in Syria in terms of their brutal killings of innocent people which were publicised widely on world media are a stark reminder to us as to what to expect should these terrorists become stronger and more active in our country. Even one radical suicide bomber can kill hundreds of innocent victims, the various suicide attacks by terrorists being reported in news from the world over each day cannot be ignored by our intellengencia under any guise. It’s the duty of the state to examine and investigate any threat to our country - both from within as well as from outside, to guarantee and safeguard our freedoms guaranteed by the constitution, therefore it is the duty of our Govt and its agencies to deeply investigate these disturbing events and trends to unearth and neutralise any threat to our country and to its social fabric. This court is therefore

requested to order an extensive investigation by NIA, R&AW, IB, and others to ensure our safety and security. Truly, no one wants another Mumbai like terror attack.

- 36) In light of the above, it appears that the situation in Kerala seems to be grim - the most number of people joining ISIS from India are so far from Kerala, and given the details now emerging of the state police acknowledging to the issue , and given the scores of similar cases being reported across ASSAM, Haryana, Madhya Pradesh, Uttar Pradesh, Maharashtra, J & K - Laddakh in particular, Tamil Nadu, Karnataka, and many many others, it is an imperative now that our national security agencies like the NIA, IB etc are tasked at the earliest to investigate these incidents, identify culprits, draw out trends and address the issue quickly before any serious damage occurs.

PRAYER

It is, therefore, humbly prayed that this Hon'ble Court may graciously be pleased to:

- (i) allow this application and permit the Applicant viz. Bindu Sampath to be impleaded as Respondent in

SLP (Crl.) No.5777 of 2017 titled as “Shafin Jahan
Vs Asokan K.M. & Ors.”; and/or

- (ii) pass such further or other order or orders, as this
Hon’ble Court may deem fit and proper in the facts
and circumstances of the case.

AND FOR THIS ACT OF KINDNESS APPLICANT, AS IN
DUTY BOUND, SHALL EVER PRAY.

DRAWN & FILED BY:

DRAWN ON: .10.2017
FILED ON: .10.2017

[MS AISHWARYA BHATI]
ADVOCATE FOR THE APPLICANT

IN THE SUPREME COURT OF INDIA
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APPLICATION FOR DIRECTIONS

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AND HIS COMPANION JUSTICES OF THE
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APPLICANT ABOVE NAMED:

MOST RESPECTFULLY SHOWETH:

- 1) The present is an Application for Directions on behalf of the Applicant in the aforesaid SLP (Crl.) No.5777 of 2017 titled as "Shafin Jahan Vs Asokan K.M. & Ors.".
- 2) The Applicant is the hapless mother of Smt. Fatima @ Nimisha, who was first cajoled and influenced by one

Sajjad Rahman and then by her room mates at her Dental College to adopt Islam and marry one Issa @ Bexen and thereafter has been brainwashed, radicalised and forced to join Jihad of ISIS in Afghanistan, whilst she was seven months pregnant. She is currently believed to be in the Khorasan province of Afghanistan, which is ISIS controlled territory, and has been the site of many US led bombings on the hideouts of ISIS there.

- 3) It is submitted that the Applicant has learnt about the aforesaid proceedings pending before this Hon'ble Court, wherein this Hon'ble Court has directed the National Investigation Agency (NIA) to carry out investigation in a similar case of indoctrination. Since the Applicant has not been able to get any relief or respite in her crusade to secure the wellbeing of her daughter, she is constrained to approach this Hon'ble Court for indulgence.
- 4) It is submitted that the Applicant has also filed a Habeas Corpus petition for securing the presence of her daughter and her husband before the Hon'ble High Court of Kerala, which has since been replaced as a Writ Petition (Crl.) No.23075/2017. However, the same was withdrawn by the Applicant on 05.07.2017.

- 5) It is submitted that the petition explains at length the unfortunate turn of events which lead to first conversion to Islam of her daughter, her marriage to Issa @ Bexen and subsequently her having gone to Afghanistan to join the ISIS camp. It is pertinent to mention here that the Applicant has two children, her elder son is an Indian Army officer and Fathima @ Nimisha is her only daughter. Nimisha was trapped by one Sajjad Rahman while she was taking coaching classes for admission in medical college at Thriuvananthapuram.

- 6) Thereafter Sajjad joined the JIPMER Medical College in Pondicherry for an MBBS course and Nimisha got admission for BDS course at Century Dental College, Poinachy, Kasaragod District. The communication between Nimisha and Sajjad Rahman continued even after their joining in professional colleges. He used to visit Nimisha frequently. Sajjad Rajman told her that if she converted to Islam he would marry her. Nimisha agreed to it. Sajjad Rahman took her to Salafi Centre at Statue Junction, Trivandrum and got her converted in to Islam and gave the Muslim name Fathima. This conversion was done without the knowledge or consent of her parents.

Sajjad Rahman posing as the would-be husband of Nimisha subjected her to sexual relationship. Nimisha became pregnant. Sajjad Rahman compelled her to abort pregnancy making her to believe that if his mother comes to know that she became pregnant before marriage she won't consent to their marriage. So Nimisha consented for termination of pregnancy and it was done at a private clinic in Mangalore. There after Sajjad Rahman severed his connection with Nimisha unilaterally and mercilessly. He changed his phone number even so as to avoid the phone calls of Nimisha. Eventually Nimisha came to understand that Sajjad Rahman had forsaken her forever. The said acts of Sajjad Rahman shocked and depressed Nimisha.

- 7) Even though Sajjad Rahman had forsaken Nimisha she continued to be a Muslim. A senior student of Century Dental College Smt Riphala introduced Nimisha to Ms. Merin who was in search of a girl converted to Islam for marrying to her husband Yahiya @ Bestin's brother Isa @ Bexen. Merin and Bestin were Christians and after embracing Islam they changed their names as Mariam Bint Jacob and Yahiya respectively. The converts from Hindu and Christian religion are made to believe during

the process of conversion that a convert from another religion shall not marry an original Muslim and instead they should marry only Muslim converts. Issa @ Bexen before conversion married a Muslim girl named Aleema from Nedumangad, Thiruvananthapuram. Thereafter he converted to Islam. But their marriage ended in divorce. As both Nimisha and Issa @ Bexen were having previous broken up affairs to their credit, they both decided to join together and lead a marital life.

- 8) Only in November 2015 the Applicant came to know about the above said developments of her daughter, Nimisha when she was found missing. The Applicant submitted a complaint before the 6th respondent about the missing of Nimisha. The Vidyangar Police registered Crime No 479/2015 of Vidyangar Police Station under S.57 of the Kerala Police Act. The police searched and found Nimisha and Issa @ Bexen at latter's house. The police took them into custody and brought them to police station. A group of Muslim youth assembled outside the police station. So the SI produced Nimisha before the JFMC, Kasaragod. The learned Magistrate set her at liberty and she went along with the group of persons who were found outside the police station.

9) The Applicant filed WP (Crl.) 468/205 before the Hon'ble Kerala High Court for the production of Nimisha. The 2nd respondent filed a statement stating that on 10/11/2015 the investigation team located Nimisha at Yakkara in Palakkad District and she was brought to Vidyanagar police station. Her statement was recorded. According to her she was living with Issa @ Bexen. Vincent is the father of Issa @ Bexen. Nimisha was produced before the Hon'ble High Court on 25/11/2015. This court interacted with Nimisha. Nimisha stated that she was not under illegal custody of Vincent therein and the marriage between Nimisha and Issa @ Bexen was solemnized in the month of October in 2015 at Payyannur in Kannur District. In order to register the costmary marriage under the Special Marriage Act they have already moved the marriage officer concerned. Nimisha told the court that she did not want to go with her parents. This court interacted with Issa @ Bexen and Vincent therein. The Hon'ble High Court was convinced that Nimisha was not under the illegal custody of Issa @ Bexen or his father. So the Hon'ble court dismissed the writ petition by judgment dated 25/11/2015. Thus Nimisha went along with Issa @ Bexen.

- 10) The Applicant went to the house of Issa @ Bexen in March 2016 where Nimisha and Issa @ Bexen were living. On the request of the Applicant Nimisha come to her house at Thiruvananthapuram in April 2016. Thereafter Nimisha and Issa @ Bexen came to the house of the Applicant on 15/5/2016 and stayed there for one day. Then Nimisha was seven months pregnant. The Applicant requested Nimisha to stay with her till delivery. But they were not amenable for the same and they returned on the next day. They both told the Applicant that they were going to Srilanka for doing carpet business so Nimisha cannot stay with the Applicant for her delivery and they left. The Applicant enquired with the step mother Elsy Vincent about the said business and then she also told the Applicant that the said business is genuine. Smt. Elsie Vincent is the 3rd wife of Issa @ Bexen's father who had earlier converted from Christianity to Islam and had also been radicalized.
- 11) On 17/5/2016 Issa @ Bexen called the Applicant and told her that they were leaving for Srilanka on the same day itself. After three days Issa @ Bexen called the Applicant from phone No. 7356668017 and told that as they got

Visa immediately they were going to Srilanka. Thereafter there was no communication for one week between the Applicant and Nimisha and Issa @ Bexen. The Applicant called the Elsy Vincent and told her that there were no communications from Nimisha and Issa @ Bexen. Within 15 minutes Nimisha called the Applicant from Mobile No. 8111851323 and told her that the Applicant need not worry and they were fine and living happily. (Later on it is revealed that the said mobile number belongsto a group of persons and is using an app called Telegram - which is supposed to be for secret and untraceable messages. This number was also being used to communicate with various other people including from media). When the Applicant asked her from which place she was calling from, she pretended as if she did not hear such a query. She was reluctant to name the place where they were put up.

- 12) Thereafter Nimisha started to send messages to the Applicant from her own phone No.9567504769 till June 4th 2016. Thereafter there was no communication from Nimisha. The Applicant met the then Additional Director General of Police Smt. Sreelekha IPS and told her that Nimisha was missing. The ADGP told the Applicant to

wait till Ramzan was over. Again the Applicant contacted the ADGP on 18/6/2017. There was no favorable reply from her.

- 13) On 24/6/2016 the Applicant went to the house of Issa @ Bexen and met his father and step-mother Smt. Elsy Vincent. Smt. Elsy Vincent told the Applicant that Nimisha had already been taken to Afghanistan and she would be **used as human bomb and the Applicant would never get her back.** The Applicant went to Pollachi to meet Gracy Vincent who is the mother of Issa @ Bexen. She is the original wife of the father of the Issa @ Bexen. She was living in Pollachi as she had been deserted by her husband. Gracy Vincent told the Applicant that Issa @ Bexen executed a power of attorney for the sale of his property at Palakkad in her favour and she further told the Applicant that the Issa @ Bexen directed her to give Rs.10 lakhs to the Applicant for clearing the liability towards the Bank incurred by her for the education of Nimisha. Gracy Vincent also gave the Applicant the earlier power of attorney executed by Issa @ Bexen in favour of his father.

- 14) The Applicant came to her house from Pollachi on 30/06/2016. On 8/07/2016, correspondents of the Janam TV and the ward councilor came to the Applicant's house to talk about Love Jihad at about 5 pm. They told the Applicant that they decided to take a documentary on Love Jihad and when they contacted the then ADGP Smt Srilekha IPS, she told them that the Applicant is the competent person to speak about love jihad. The Applicant refused to interact with them as Smt Srilekha IPS did not take any steps to trace her daughter.

- 15) On 8/07/2016 at about 6:30 pm Elsy Vincent called the Applicant and told her to watch the scrolling news in Channels which was showing that 21 people are missing from Kerala. She also pretended that she was not aware whether that group includes Nimisha and Issa @ Bexen as well. On the very next day morning the Smt Elsy Vincent again called the Applicant at 6.30 am and told that there is news the same in Mathrubhumi newspaper. In that news the names of all 21 missing persons were shown which includes that name of Nimisha and Issa @ Bexen. The Applicant read the news paper and found that Nimisha and Issa @ Bexen are also among the 16 persons who are suspected to have joined the ISIS camp.

In this news report, there is a line that none of the family members made any complaint to the police about the missing of their children and the intelligence department did not get any clue about these activities. This sentence seems to be inserted at the instance of police to save their skin.

- 16) On 9/7/2016 the Applicant submitted a petition before the Commissioner of Police Thiruvananthapuram. On the basis of the same the Fort Police Station, Thiruvananthapuram City registered Crime No. 1764/2016 against unknown persons for the offenses punishable under Sections 57 of the Police Act. Nothing had taken place thereafter.
- 17) The Applicant went to Delhi and met the Home Minister and gave petition directly at his hands for getting back her lost daughter.
- 18) Issa @ Bexen called the Applicant on 12/11/2016 from the mobile No. 93728806738 and told her that he was then in Nangarhar a province in Afghanistan. When the Applicant asked him to hand over the phone to her daughter, he told that Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are not with him and they are at a

distance of 2.5 hours journey. He also told that he called his mother Gracy Vincent as well on the same day. Immediately the Applicant contacted NIA officer Sri Radhakrishnan. There was no action from NIA even after passing of the said information to them.

- 19) The Applicant submitted petition to the Prime Minister of India highlighting her grievances and requesting to take steps for bring her daughter to India. The Applicant received a reply dated 24/5/2017 from the Prime Minister's office. The Applicant gave similar petitions to Smt. Sushama Swaraj, Minister for External Affairs dated 2/5/2017. The Applicant submitted same petition to Sri V.K Singh the Deputy Minister for External Affairs as well. Nothing was heard by the Applicant as to any action taken from the side of the concerned ministries to redress her grievances.
- 20) The Indian Express daily news paper published an article titled "An Islamic State Diary; days before report of his death, he wrote; not a fly has been affected by MOAB dated 2/5/2017" reportedly by Yahiya @ Bestin. The revealed the telegram messages over 8 months since September 2016 sent by Yahiya @ Bestin to his family

revealing the rare details of life inside the Islamic State affiliate in Afghanistan - From the birth of his child to his wish to die for the Caliphate. The Indian Express daily news paper published another article titled "An Islamic State Diary - There are many Indians but are advised not to stay together" on 3/5/2017 revealed that there are many Indian Families at Nangarhar in Afghanistan. Due to security reasons it is not recommended for all Indians to stay together nor work together. The said Yahiya @ Bestin is the direct brother of the Issa @ Bexen.

- 21) On 22/05/2017 the Applicant and her husband again visited the said ministers. The Applicant sent email to Sri Deepak Mittal IFS, the PS to Minister for External Affairs. The Applicant frantically sent a request even to the Ministry of External Affairs of Afghanistan through their official Facebook page. The Applicant got a reply from them to the said request stating that "one of our staff will shortly answer you".
- 22) On 14/06/2017 the Applicant received a Whatsapp message from Elsy Vincent from her Mobile No. 9495172924. In that message she gave the Mobile No. 93797015501 which belongs to Dr. Ijaz who is the

husband of Smt Riphala who is the senior student of Nimisha in the Dental College. Dr. Ijaz is also in the group of the said 16 persons. The Applicant contacted in the above said number there was no reply.

- 23) Nimisha could not even complete her studies. She is yet to write three examinations and to undergo House Surgery for taking her BDS degree. Nimisha had already taken passport bearing No. P0094823 the same was revealed to the Applicant recently.
- 24) The lives of the Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are in danger. There is bombing by United States of America in all most all the ISIS controlled areas. Nangarhar in Afghanistan is also an ISIS controlled area where Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are now living. The brother of Issa @ Bexen and few others died in bomb blasting by the USA. So unless Nimisha, Issa @ Bexen and their daughter Ummu Kulusu are rescued immediately there are every chances for even losing their life.
- 25) It is submitted that the Applicant has also been following media reports of similar cases from India and various other countries where young and vulnerable girls are

identified and trapped by coercion or fraud marriages, indoctrinated and used for the purpose of propagating terrorist and anti-national activities of Jihad. The Applicant is also praying that most of these girls and their families are not in a position to seek Redressal or approach the authorities or justice delivery system, therefore, this Hon'ble Court may also direct NIA investigation into the specific cases mentioned in the media reports also.

- 26) These reports make it clear that the *modus operandi* of these anti-national elements is a very well orchestrated and well oiled scheme. It is not a case of isolated, independent and individual instances of crime but rather a motivated scheme of operation. They identify and pick up young impressionable and vulnerable girls/boys of Hindu , Sikh, Christian and from other faiths other than Islam. Some specific individuals of the racket operate as honey traps to entice and entrap young girls in schools and colleges. These young girls are lured into converting to Islam by manipulation. They are then trapped into fake or coerced marriages. They are abused physically, mental ly and psychologically. They are also reported instances of use of Drugs and Hypnosis to brain wash and indoctrinate the victims. Because of the constrains of social structures

and societal pressure, the families initially take a hostile stand against these young girls, which pushes them even further away from their families and into the clutches of extremists. Only after the young girls are ostracized by their families/community and they have no other place or person to turn to, they are slowly indoctrinated into active Jihad by being forced/coerced to participate in anti-national and terrorist activities. Media reports clearly show that Kerala has become a hub of ISIS and Jihadi activities.

- 27) As per a news report by India today dated Sept 4th 2012 - Trivandrum edition : Chief minister Oomen Chandy told the state legislature on June 25th 2012 that 2667 young women were converted into Islam since 2006, this included 2195 Hindu and 492 Christians. This was to respond to a question by KK Latika one of the MLA's. According to the chief minister a total of 7713 people had been converted to Islam during the 2006-2012 period. The same report mentions that one of the converts a christian lady by the name of Cherian was arrested in Kochi for passing 2 sim cards to T Nazir suspected to be a top Lashkar E Tayeba operative suspected of many terrorist acts including the Bangalore Blasts through her

boyfriend Noushad who faked a narcotic case to get to the LET leader in the same jail as suspected by Kerala Police.

- 28) “After Denial, the admission : Love Jihad, a reality in Kerala “ in a news report published by the The Indian Express on October 6th 2017 the Kerala police chief Loknath Behara admitted that love Jihad and Dawa Squads were not the figment of anybody’s imagination, and that “Radicalization through conversion using various means is taking place in the state. We have formed specialised teams to track related developments in a integrated manner”. According to special report filed by the police which was accessed by the newspaper, Love Jihad has been going on in the state for quite some time, with a self styled fundamental group called Dawa squad actively converting youngsters in Kerala into Islam with maximum conversions taking place in Kannur, Kozhikode, Malappuram, Palakkad and Thrissur. Dawa means Proselytising. The report also warns of Dawa was hatching plots to fuel communal tensions in the state.
- 29) This is not an isolated phenomenon , Hindustan Times, in their Story “Love Jihad, UK Sikh Girls exploitation worries

Takht” published on 28/01/2014 mentions that the Akal Takht, the highest temporal seat of Sikhism has taken a very serious view of reports of Sikh girls, along with Hindu and Christian girls falling victim to Love Jihad - an act that involves charming Pakistani youths attempting to impress, marry and convert non muslim girls to Islam for using them in Jihadi activities. The article sites that there are reports suggesting that some radical islamic groups are behind this movement. Giani Gurbachan singh, presiding over a meeting on this subject at the Akal Takht after the meeting made it clear that the Sikh council of UK had been asked to take what ever steps it considered appropriate to halt this exploitation, including legal measures. The report ends by mentioning that the Love Jihad movement is said to have its roots in Kerala and other southern states where Christian and Hindu girls were being targeted and were a cause of tension in these states.

- 30) The Metro news of UK in their report dated 22 Feb 2007 titled “Hindu Girls Targeted by Extremists” have reported that in the UK, Muslim extremists who try to force Hindu girls to convert to Islam are being targeted in a new police crackdown. And that the recruits are often paid upto GB

pounds 5000 for each success are stepping up aggressive conversion tactics, specially around universities.

- 31) The Times online of UK reported on 03/03/2007 in a story titled "Muslims accused of blackmail to make student girls convert" reports that radical muslims are being accused of blackmailing young hindu and Sikh women into changing their religion in groomed conversations on campus. The men aggressively target vulnerable university students by using the fear of being dishonoured to force them to convert. Many befriend their victims, then threaten to tell their families that they are in a sexual relationship with a muslim, some teenagers are said to have been drugged and photographed in compromising positions".
- 32) In a news report by NDTV.COM, on 31/8/2017 titled "In Kerala, Love Jihad enquiry what women who converted have testified" the report mentions a 22 year old reconverted victim as saying that as per her affidavits submitted to court, that the organisation involved in her conversion is Sathya Sarini, which runs a residential program for new converts and is also named by another 27 year old women as having coached her how to escape

the courts fast, and to handle her parents gimmicks. Activists of SDPI, or Social Democratic Party of India which is the political wing of PFI or popular front of India are also named as facilitators of these conversions. PFI is currently under the scanner for their various activities. Even Shafin Jehan, the man who supposedly married Akhila or Hadiya is supposed to be a SDPI member and activist.

- 33) Given these various reports from various news sources, it is clear that some antinational organisations are behind these Brain washes and forced conversions, and are actively luring youngsters into radicalisation and routing them to ISIS and other terrorist organizations for their use in terrorist activities. The 21 people supposed to have shifted to ISIS in Afghanistan and in Syria is ample proof of this conspiracy. One can only shudder to think how much damage a radicalised young man or woman could do to unsuspecting citizens, the brutal murder of Prime minister Rajiv Gandhi at the hands of such a brain washed and radicalized woman of LTTE, as well as images and confessions of an Ajmal Kasab are a stark reminder to those of us who may be taking this threat lightly.

34) Similar media reports from across the country are pouring in with FIR's and cases being filed across India citing Love Jihad cases where Muslim men have been changing their identity , luring hapless girls, then forcing them to covert, torturing them, mass raping them and then pressuring them to take part in Anti national activities. All of these need to be properly investigated as they are all following a common pattern and modus operandi - where a heartless strategy of luring vulnerable girls to convert to Islam by feigned love and promises of marriage. But instead of marital bliss, the girls unwittingly trapped in its deceitful web usually winding up in the hands of muslim fundamental organisations. There are multiple reports coming from across India reporting a similar tactic being used - the Jihad romeos are given cell phones, bikes and fashionable cloths to accomplish their sinister mission. They have two weeks to find a girl of another religion and six months to convert her to Islam. If the girl shows no interest within two weeks, they are to leave her and fond another. For every conversion, the men receive a monetary reward - usually Rs. 5 to 7 lakhs; with the money for Love Jihad coming from a variety of organizations, many foreign based. If a recruiter does

marry his convert, he is encouraged to have four children with her. Some believe this capacity to bear offspring is the reason why young women are targeted. With conversion, their reproductive powers are taken away from a competing religion and increase instead the muslim extremist demographic. The Book Why we left Islam - a compilation of testimonies by former extremist muslims who left their faith - provides details of how in Egypt Coptic Christian girls were similarly targeted - with money paying for these operations coming from abroad, and all kinds of tricks being used to convert girls. From Outright expressions of love and attending their churches, to trapping them in moral scandals, everything was fair game. In this, the extremists where often helped by young muslim women who identified likely targets , encouraged the victim in a relationship with the extremist, and would even set up morally compromising situations. This is uncannily similar to how Nimisha was brainwashed by her own Muslim room mates in her dental college in setting her into a relationship with Sajjad Rahman, who after getting her pregnant , got her to abort her child, abandoned her, only to systematically push her to Isa or Bexen who she was finally married to, and who took her

to Afghanistan finally. So instead of love, a hatred for the infidel and women is at play, to treat them as sexual objects and toys which are conveniently turned into radicalised jihadis. The stories of scores of women from around the world who reached Syria and Iraq and joined ISIS are all along similar lines and a pointer to the conspiracy at play.

- 35) Organizations like ISIS have publicly declared a war on India and have published their plans for “Ghazwa e Hind” or takeover of this country and to complete islamisation of this country on their websites openly, and are actively recruiting innocent victims to carry out their nefarious plans . What ISIS have done in Iraq in Syria in terms of their brutal killings of innocent people which were publicised widely on world media are a stark reminder to us as to what to expect should these terrorists become stronger and more active in our country. Even one radical suicide bomber can kill hundreds of innocent victims, the various suicide attacks by terrorists being reported in news from the world over each day cannot be ignored by our intellengencia under any guise. It’s the duty of the state to examine and investigate any threat to our country - both from within as well as from outside, to guarantee

and safeguard our freedoms guaranteed by the constitution, therefore it is the duty of our Govt and its agencies to deeply investigate these disturbing events and trends to unearth and neutralise any threat to our country and to its social fabric. This court is therefore requested to order an extensive investigation by NIA, R&AW, IB, and others to ensure our safety and security. Truly, no one wants another Mumbai like terror attack.

- 36) In light of the above, it appears that the situation in Kerala seems to be grim - the most number of people joining ISIS from India are so far from Kerala, and given the details now emerging of the state police acknowledging to the issue, and given the scores of similar cases being reported across ASSAM, Haryana, Madhya Pradesh, Uttar Pradesh, Maharashtra, J & K - Laddakh in particular, Tamil Nadu, Karnataka, and many many others, it is an imperative now that our national security agencies like the NIA, IB etc are tasked at the earliest to investigate these incidents, identify culprits, draw out trends and address the issue quickly before any serious damage occurs.

PRAYER

It is, therefore, humbly prayed that this Hon'ble Court may graciously be pleased to:

- (i) allow this application and direct the Govt. of India to depute NIA, IB, R&AW and other national investigative and security related organisations to carry out a deep investigation in these incidents to address any security challenges;
- (ii) direct the Union of India, through Secretary, Ministry of Home Affairs, North Block, Central Secretariat, New Delhi – 110001 to be impleaded as Respondent in SLP (Cri.) No.5777 of 2017 titled as “Shafin Jahan Vs Asokan K.M. & Ors.”; and/or
- (ii) pass such further or other order or orders, as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

AND FOR THIS ACT OF KINDNESS APPLICANT, AS IN DUTY BOUND, SHALL EVER PRAY.

DRAWN & FILED BY:

DRAWN ON: .10.2017
FILED ON: .10.2017

[MS AISHWARYA BHATI]
ADVOCATE FOR THE APPLICANT

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CrI.M.P. No. OF 2017

IN

SLP (CrI.) NO.5777/2017

IN THE MATTER OF:

Shafin Jahan ... Applicant

VERSUS

Asokan K.M. & Ors. ... Respondents

AND IN THE MATTER OF:

Bindu Sampath ... Applicant

AFFIDAVIT

I, Bindu Sampath, [REDACTED]
[REDACTED] presently at New
Delhi, do hereby solemnly affirm and declare as under:

1. That I am the Applicant in the above mentioned matter, as such I am well acquainted with the facts and circumstances of the case and hence I am competent to swear and sign this affidavit.
2. That the accompanying Application for Impleadment and Application for Directions have been drafted as per my instructions by my counsel and I have gone through the contents thereof and I understood the same.
3. That the contents of the aforesaid accompanying Applications are true and correct to the best of my knowledge, information and belief, no part of it is false and no material has been concealed therefrom.
4. That the Annexures enclosed are true and correct copies of their respective originals.

VERIFICATION:

Verified at New Delhi on this the day of October, 2017 that the contents of the aforesaid affidavit are true and correct to the best of my knowledge and belief and nothing material has been concealed therefrom.

ANNEXURE A-1

IN THE HIGH COURT OF JUDICATURE OF KERALA AT
ERNAKULAM

W.P. (Criminal) No.23075 of 2017

Petitioner:

Bindu Sampath, aged 50 years,


VERSUS

Respondents:

1. Union of India
Represented by the Secretary,
Home Affairs New Delhi-110001
2. The Ministry of External Affairs.
E Block, Central Secretariat,
New Delhi-110001
3. National Investigation Agency
6th & 7th Floor, NDCC-II Building,
Jai Singh Road, New Delhi-110001
4. Director General of Police
Police Head quarters,
Vazhuthacaud Thiruvananpuram- 695010
5. District Police Chief,
Palakkad District-678001
6. Sub Inspector
Vidya Nagar Police Station,
Kasaragod- 671123
7. Sub inspector
Fort Police Station
Thiruvananthapuram- 695023

WRIT PETITION (CRIMINAL) FILED UNDER ARTICLE 226 OF
THE CONSTITUTION OF INDIA

- I. All notices for the petitioner may be served on his Counsels C. Rajendran, Sreevidya R.S & Anil Raj.C.P, Advocates, # 728, K.H.C.A.A Chamber Complex, Near High Court of Kerala, Ernakulam, Kochi - 682 031.
- II. All notices for the respondents may be served on the addresses given above.
- III. The petitioner above named most respectfully begs to submit as follows.

STATEMENT OF FACTS

- 1) This Writ Petition is filed for the issuance of a writ in the nature of Habeas Corpus for directing the respondent Nos. 1 to 6 to produce Smt. Fathima @ Nimisha, aged 27, D/o. Bindu, [REDACTED] [REDACTED] now in Afghanistan (hereinafter referred to as the 1st detenu), Issa @ Bexen, aged 34 years, residing at [REDACTED] [REDACTED]-678701 now in Afghanistan (hereinafter referred to as the 2nd detenu) and Ummu Kulusu D/o Fathima [REDACTED] [REDACTED], now in Afghanistan (hereinafter referred to as the 3rd detenu) before this Hon'ble Court to set them at

liberty. The detenus are now under the illegal custody of some terrorists groups in Afghanistan.

- 2) The 1st detenie is the younger daughter of the petitioner. Her elder son Sri. Nikhil is a captain in Indian Army. The 1st detenie completed her school education from Chinmaya Vidyalaya, Kunnumpuram in 2010. Thereafter she joined for Entrance coaching in Zephyr, an entrance coaching centre at Thiruvananthapuram. One Mr.Sajjad Rahman was also studying in the same coaching centre. Sajjad Rahman moved closely with the 1st detenie pretending that she is his fiancée.
- 3) Thereafter Sajjad joined in JIPMER Medical College in Pondicherry for MBBS course and the 1st detenie got admission for BDS course at Century Dental College, Poinachy, Kasaragod District. The communication between the 1st detenie and Sajjad Rahman continued even after their joining in professional colleges. He used to visit 1st detenie frequently. Sajjad Rajman told her that if she converted to Islam he would marry her. The 1st detenie agreed to it. Sajjad Rahman took her to Salafi Centre at Statue Junction, Trivandrum and got her converted in to Islam and gave the Muslim name Fathima.

This conversion was done without the knowledge or consent of her parents. A true photograph of the 1st detainee and Sajjad Rahman is produced herewith and marked as Exhibit-P1.

- 4) Sajjad Rahman posing as the would-be husband of the 1st detainee subjected her to sexual relationship. The 1st detainee became pregnant. Sajjad Rahman compelled her to abort pregnancy making her to believe that if his mother comes to know that she became pregnant before marriage she won't consent to their marriage. So the 1st detainee consented for termination of pregnancy and it was done at a private clinic in Mangalore. There after Sajjad Rahman severed his connection with the 1st detainee unilaterally and mercilessly. He changed his phone number even so as to avoid the phone calls of the 1st detainee. Eventually the 1st respondent came to understand that Sajjad Rahman had forsaken her forever. The said acts of Sajjad Rahman shocked and depressed the 1st detainee.
- 5) Even though Sajjad Rahman had forsaken the 1st detainee she continued to be a Muslim. A senior student of Century Dental College Smt Riphala introduced the 1st detainee to Ms. Merin who was in search of a girl converted to Islam

for marrying to her husband Yahiya @ Bestin's brother Isa @ Bexen who is the 2nd detenu herein. Merin and Bestin were Christians and after embracing Islam they changed their names as Mariam Bint Jacob and Yahiya respectively. The converts from Hindu and Christian religion are made to believe during the process of conversion that a convert from another religion shall not marry an original Muslim and instead they should marry only Muslim converts. The 2nd detenu before conversion married a Muslim girl named Aleema from Nedumangad, Thiruvananthapuram. Thereafter he converted to Islam. But their marriage ended in divorce. As both the 1st and 2nd detenus were having previous broken up affairs to their credit, they both decided to join together and lead a marital life.

- 6) Only in November 2015 the petitioner came to know about the above said developments of her daughter, the 1st detenu when she was found missing. The petitioner submitted a complaint before the 6th respondent about the missing of the 1st detenu. The Vidyangar Police registered Crime No 479/2015 of Vidyangar Police Station under S.57 of the Kerala Police Act. The police searched and found 1st and 2nd detenus at latter's house. The

police took them into custody and brought them to police station. A group of Muslim youth assembled outside the police station. So the SI produced the 1st detenu before the JFMC, Kasaragod. The learned Magistrate set her at liberty and she went along with the group of persons who were found outside the police station.

- 7) The petitioner filed WPC (Crl.) 468/205 before this Hon'ble Court for the production of 1st respondent. The 2nd respondent filed a statement stating that on 10/11/2015 the investigation team located the 1st detenu at Yakkara in Palakkad District and she was brought to Vidyanagar police station. Her statement was recorded. According to her she was living with the 2nd detenu. The 3rd respondent is the father of the 2nd detenu in the said writ petition. The 1st detenu was produced before this Hon'ble Court on 25/11/2015. This court interacted with the 1st detenu. The 1st detenu stated that she was not under illegal custody of the 3rd respondent therein and the marriage between the 1st detenu 2nd detenu was solemnized in the month of October in 2015 at Payyannur in Kannur District. In order to register the customary marriage under the Special Marriage Act they have already moved the marriage officer concerned. The 1st

detenue told the court that she did not want to go with her parents. This court interacted with 2nd detenu and the 3rd respondent therein. This Hon'ble court was convinced that the 1st detenue was not under the illegal custody of the 2nd detenu or his father. So the Hon'ble court dismissed the writ petition by judgment dated 25/11/2015. Thus the 1st detenue went along with the 2nd detenu.

- 8) The petitioner went to the house of the 2nd detenu in March 2016 where the detenus 1 and 2 were living. On the request of the petitioner the 1st detenue come to her house at Thiruvananthapuram in April 2016. Thereafter the detenus 1 and 2 came to the house of the petitioner on 15/5/2016 and stayed there for one day. Then the 1st detenue was seven months pregnant. The petitioner requested the 1st detenue to stay with her till delivery. But they were not amenable for the same and they returned on the next day. They both told the petitioner that they were going to Srilanka for doing carpet business so the 1st detenue cannot stay with the petitioner for her delivery and they left. The petitioner enquired with the step mother Elsy Vincent about the said business and then she also told the petitioner that the said business is genuine. Smt. Elsie Vincent is the 3rd wife of the 2nd detenu's father.

- 9) On 17/5/2016 the 2nd detenu called the petitioner and told her that they were leaving for Srilanka on the same day itself. After three days the 2nd detenu called the petitioner from phone No. 7356668017 and told that as they got Visa immediately they were going to Srilanka. Thereafter there was no communication for one week between the petitioner and the detenus 1 and 2. The petitioner called the Elsy Vincent and told her that there were no communications from detenus 1 and 2. Within 15 minutes the 1st detenu called the petitioner from Mobile No. 8111851323 and told her that the petitioner need not worry and they were fine and living happily. (Later on it is revealed that the said mobile number for a group of persons from which telegram messages are being sent several persons including media). When the petitioner asked her from which the place she was calling from, she pretended as if she did not hear such a query. She was reluctant to divulge the place where they were put up.
- 10) Thereafter the 1st detenu started to send messages to the petitioner from her own phone No.9567504769 till June 4th 2016. Thereafter there was no communication from the 1st detenu. The petitioner met the then Additional Director General of Police Smt. Sreelekha IPS and told

her that the 1st detenu was missing. The ADGP told the petitioner to wait till Ramsan is over. Again the petitioner contacted the ADGP on 18/6/2017. There was no favorable reply from her.

- 11) On 24/6/2016 the petitioner went to the house of the 2nd detenu and met his father and step-mother Smt. Elsy Vincent. Smt. Elsy Vincent told the petitioner that the 1st detenu had already been taken to Afghanistan and she would be used as human bomb and the petitioner would never get her back. The petitioner went to Pollachi to meet Gracy Vincent who is the mother of the 2nd detenu. She is the original wife of the father of the 2nd detenu. She was living in Pollachi as she had been deserted by her husband. Gracy Vincent told the petitioner that the 2nd detenu executed a power of attorney for the sale of his property at Palakkad in her favour and she further told the petitioner that the 2nd detenu directed her to give Rs.10 lakhs to the petitioner for clearing the liability towards the Bank incurred by her for the education of the 1st detenu. A true photocopy of the power of attorney dated 17/05/2016 is produced herewith and marked as Exhibit P4. Gracy Vincent also gave the petitioner the earlier power of attorney executed by the 2nd detenu in

favour of his father. A true photocopy of the power of attorney dated 15/09/2015 is produced herewith and marked as Exhibit P5. Both Ext.P4 and P5 are pertaining to the same property.

- 12) The petitioner came to her house from Pollachi on 30/06/2016. On 8/07/2016, correspondents of the Janam TV and the ward councilor came to the petitioner's house to talk about Love Jihad at about 5 pm. They told the petitioner that they decided to take a documentary on Love Jihad and when they contacted the then ADGP Smt Srilekha IPS, she told them that the petitioner is the competent person to speak about love jihad. The petitioner refused to interact with them as Smt Srilekha IPS did not take any steps to trace her daughter.
- 13) On 8/07/2016 at about 6:30 pm Elsy Vincent called the petitioner and told her to watch the scrolling news in Channels which was showing that 21 people are missing from Kerala. She also pretended that she was not aware whether that group includes the 1st and the 2nd detenus as well. On the very next day morning the Smt Elsy Vincent again called the petitioner at 6.30 am and told that there is news the same in Mathrubhumi newspaper. In that news the names of all 21 missing persons were

shown which includes that name of the 1st and 2nd detenus. The petitioner read the news paper and found that the 1st and 2nd detenus are also among the 16 persons who are suspected to have joined the ISIS camp. In Exhibit-P6 there is a line that none of the family members made any complaint to the police about the missing of their children and the intelligence department did not get any clue about these activities. This sentence ought to have been got inserted at the instance of police to save their skin.

- 14) On 9/7/2016 the petitioner submitted a petition before the Commissioner of Police Thiruvananthapuram. On the basis of the same the Fort Police Station, Thiruvananthapuram City registered Crime No. 1764/2016 against unknown persons for the offenses punishable under Sections 57 of the Police Act. Nothing had taken place thereafter.
- 15) The petitioner went to Delhi and met the Home Minister and gave petition directly at his hands for getting back her lost daughter. A true photocopy of the petition submitted by the petitioner to the home minister dated 22/8/2016 is produced herewith and marked as Exhibit.P8.

- 16) The 2nd detenu Sri Isa @ Bexen called the petitioner on 12/11/2016 from the mobile No. 93728806738 and told her that he was then in Nangarhar a province in Afghanistan. When the petitioner asked him to hand over the phone to her daughter, he told that detenues 1 and 3 are not with him and they are at a distance of 2.5 hours journey. He also told that he called his mother Gracy Vincent as well on the same day. Immediately the petitioner contacted NIA officer Sri Radhakrishnan in the mobile phone No. 9497715717. There was no action from NIA even after passing of the said information to them.
- 17) The petitioner submitted petition to the Prime Minister of India highlighting her grievances and requesting to take steps for bring her daughter to India. The petitioner received a reply dated 24/5/2017 from the Prime Minister's office. The petitioner gave similar petitions Smt. Sushama Swaraj, Minister for External Affairs dated 2/5/2017. The petitioner submitted same petition to Sri V.K Singh the Deputy Minister for External Affairs as well. Nothing was heard by the petitioner as to any action taken from the side of the concerned ministries to redress her grievances.

18) The Indian Express daily news paper published an article titled "An Islamic State Diary; days before report of his death, he wrote; not a fly has been affected by MOAB dated 2/5/2017". News article published by the Indian Express daily titled "An Islamic State Diary" days before report of his death, he wrote; not a fly has been affected by MOAB dated 2/5/2017 is produced herewith and marked as Exhibit.P12. In Ext.P12 reveals the telegram messages over 8 months since September 2016 sent by Yahiya @ Bestin to his family revealing the rare details of life inside the Islamic State affiliate in Afghanistan. From the birth of his child to his wish to die for the Caliphate. The Indian Express daily news paper published another article titled "An Islamic State Dialy. There are many Indians but are advised not to stay together" on 3/5/2017. There are many Indians but are advised not to stay together" on 3/5/2017 dated 3/5/2017 is produced herewith and marked as Exhibit.P13, In Ext.P13 it is revealed that there are many Indian Families at Nagarhar in Afghanistan. Due to security reasons it is not recommended for all Indians to stay together nor work together. The said Yahiya @ Bestin is the direct brother of the 2nd detenu.

- 19) On 22/05/2017 the petitioner and her husband again visited the said ministers. The petitioner sent email to Sri Deepak Mittal IFS, the PS to Minister for External Affairs. The petitioner frantically sent a request even to the Ministry of External Affairs of Afghanistan through their official Facebook page. The petitioner got a reply from them to the said request stating that “one of our staff will shortly answer you”.
- 20) On 14/06/2017 the petitioner received a Whatsapp message from Elsy Vincent from her Mobile No. 9495172924. In that message she gave the Mobile No. 93797015501 which belongs to Dr. Ijaz who is the husband of Smt Riphala who is the senior student of the 1st detinue in the Dental College. Dr. Ijaz is also in the group of the said 16 persons. The petitioner contacted in the above said number there was no reply.
- 21) The 1st detinue could not even complete her studies. She is yet to write three examinations and to undergo House Surgery for taking her BDS degree. The 1st detinue had already taken passport bearing No. P0094823 the same was revealed to the petitioner recently.
- 22) The lives of the detenues are in danger. There is bombing by United States of America in all most all the ISIS

controlled areas. Nangarhar in Afghanistan is also an ISIS controlled area where the detainees are now living. The brother of the 2nd detenu and few others died in bomb blasting by the USA. So unless the detainees are rescued immediately there are every chances for even losing their life.

Under these circumstances the respondent Nos. 1 to 6 are to be directed to produce the detenus before this Hon'ble Court and set them at liberty. As there no other effective efficacious and speedy remedy available to the petitioner, he is invoking the extra ordinary jurisdiction of this Hon'ble Court under Article 226 of the Constitution of India on the following among other:

GROUND

- A. It is humbly submitted that that the respondents 1 to 6 are bound to produce the detenus before this Hon'ble court and to save their lives.
- B. It is humbly submitted that the detenus are at a place where at any time bombing can take place and killing all of them even without sparing their bodies.

- C. It humbly submitted that the detenus are in the camp of terrorists or under their control, they may also be used as human bombs having destruction of human lives and disastrous to the humanity.
- D. It humbly submitted that the 3rd detenu is the granddaughter of the petitioner. The petitioner couldn't see even her place. Though it is heard that the 3rd respondent looks like the petitioner. The petitioner is living in the anxiety of about the safety of the detenues around the clock except few hours she could sleep, spending time only in Afganistan as being the members of the commonwealth countries.
- E. It humbly submitted that through earnest efforts government of India along with government of Afghanistan can find the where about of the detenus and bring them to back India.
- F. It is humbly submitted that the conversion to Islam at the biggest of terrorist organization and taking into Islamic /state to serve as human bombs is a growing a serious menace of humanity. Afghanistan is eventually becoming under the control of the Islamic state. The passive attitude of the government of Afghanistan is to be changed and it

should be prevailed upon by India to see that the citizens of India are not entire within that country, Without proper credentials showing that the petitioner fails to understand why the detenus had been they are not having any connection with the any of the terrorist movement.

- G. It is humbly submitted that the petitioner is concerned about the well being of the detenus and hence she ought to be produced before this Hon'ble Court.
- H. It humbly submitted that there is threat to the life of the detenus and the petitioners apprehends that she will done away with if she does not succumb to the pressure to convert her religion.
- I. It humbly submitted that the detenus were converted to Islam under compulsion that she was forced to accept it.
- J. It is humbly submitted that the detenus are Indian Citizens and the Fundamental Rights guaranteed to them under Article 21 and 25 of the Constitution of India are violated due to the illegal confinement and forceful conversion of the detenus.
- K. It is humbly submitted that the detenus were trapped, misled and lead to Afghanistan against their will and they

are very eager to return to their home land and are waiting for such an opportunity. The detenus had gone to Afghanistan was not on their own volition.

RELIEFS

- i. To issue a writ in the nature of Habeas Corpus compelling and commanding the respondents to produce the detenus before this Hon'ble Court and set them at liberty.
- ii. To issue a writ in the nature of Mandamus compelling and commanding the respondents to conduct an investigation and to depute officers to bring back the detenus to safety and produce them before this Hon'ble court for setting at them at liberty.
- iii. To issue a writ in the nature of Mandamus compelling and commanding 1 and 2 to take sufficient diplomatic measures to ensure the safety and the safe transit to India of the detenus, to be produced before this Hon'ble Court for setting them at liberty.
- iv. To grant such other reliefs prayed for by the petitioner in the interest of justice.

INTERIM RELIEF

For the reasons stated in the writ petition (Crl.) and the affidavit accompanying there to it is most humbly prayed that this

Hon'ble Court be pleased to give a direction to respondents to initiate steps to find out the whereabouts of the detenus for producing her before this Hon'ble Court, pending disposal of this writ petition (Crl).

Dated this the 16th day of June, 2017.

C. Rajendran
Counsel for the Petitioner

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ANNEXURE A-2

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.M.SHAFFIQUE

&

THE HONOURABLE MRS. JUSTICE ANU SIVARAMAN

Wednesday, the 5TH DAY OF JULY 2017/14TH ASHADHA, 1939

WP(Crl.).No. 237 of 2017 (S)

PETITIONER(S)/PETITIONER:

BINDU SAMPATH,



BY ADVS. SRI. C. RAJENDRAN
SMT. R.S. SREEVIDYA
SRI. C.P. ANIL RAJ

RESPONDENT(S)/RESPONDENTS:

1. UNION OF INDIA,
REPRESENTED BY THE SECRETARY,
HOME AFFAIRS, NEW DELHI-110001
2. THE MINISTRY OF EXTERNAL AFFAIRS,
E BLOCK, CENTRAL SECRETARIAT,
NEW DELHI-110001
3. NATIONAL INVESTIGATION AGENCY
6TH & 7TH FLOOR, NDCC-11 BUILDING,
JA SINGH ROAD,
NEW DELHI-110 001
4. DIRECTOR GENERAL OF POLICE,
POLICE HEAD QUARTERS,
VAZHUTHACAUD, THIRUVANANTHAPURAM-695010
5. DISTRICT POLICE CHIEF,
PALAKKAD DISTRICT-678001.

6. SUB INSPECTOR,
VIDYA NAGAR POLICE STATION,
KASARAGOD-671123

7. SUB INSPECTOR,
FORT POLICE STATION,
THIRUVANANTHAPURAM- 695023.

R3 TO R7 BY GOVT. PLEADER SRI. K.B.RAMANAND
R BY SRI.M.AJAY, SPL. P.P FOR NIA
R1 BY SRI.N.NAGARESH, ASSISTANT SOLICITOR
GENERAL

THIS WRIT PETITION (CRIMINAL) HAVING COME UP FOR
ADMISSION ON 05-07-2017, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

A.M.SHAFFIQUE

&

ANU SIVARAMAN, JJ.

W.P(Crl).No. 237 of 2017

Dated this the 5th day of July, 2017

JUDGMENT

Shaffique, J.

Learned counsel for the petitioner seeks permission to withdraw
the writ petition without prejudice to the right of the petitioner to
file appropriate proceedings before this Court. Leave granted
and the writ petition is dismissed as withdrawn.

A.M. SHAFFIQUE
JUDGE

ANU SIVARAMAN
JUDGE

vgs5/7

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ANNEXURE A-3

Over 2500 women converted to Islam in Kerala since 2006, says Oommen Chandy

[indiatoday.intoday.in /story/love-jihad-oommen-chandy-islam-kerala-muslim-marriage/1/215942.html](http://indiatoday.intoday.in/story/love-jihad-oommen-chandy-islam-kerala-muslim-marriage/1/215942.html)

The shrill debate over love jihad is back again in the state following a spate of recent incidents.

Photo of Kerala Chief Minister Oommen Chandy

The shrill debate over love jihad is back again following a spate of recent incidents. On June 25, Kerala Chief Minister Oommen Chandy informed the state legislature that 2667 young women were converted to Islam in the state since 2006.

On June 27, the state high court ordered the Kozhikode City Police Commissioner on June 27 to probe an alleged case of "love jihad" in which a 20-year-old Hindu girl eloped from a hospital in Kochi with a Muslim boy after the girl's parents filed a habeas corpus petition. On July 19, Deepa Cherian (31) a former Christian housewife converted to Islam was arrested for allegedly delivering SIM cards to a key terror suspect languishing in prison.

Chandy gave the figures related to conversions in state legislature as a written answer to an unstarred question raised by K K Latika, a CPI(M) legislator. According to Chief Minister a total number of 7713 persons were converted to Islam during 2006-2012 as against 2803 conversions to Hinduism. Interestingly he said no statistics was available as to the number converted to Christianity during the period. Among those converted to Islam during 2009-12, as many as 2667 were young women of which 2195 were Hindus and 492 were Christians. As against this number of young women converted during 2009-12 to Christianity and Hinduism were 79 and two 1/3 respectively.

Chief Minister said there was no information regarding the original religions of women who converted to Hinduism and Christianity.

However Chandy said that there was no evidence for forced conversions in the state and the fears about love jihad were baseless. "We will not allow forcible conversions.

Nor will we allow to spread hate campaign against Muslims in the name of love jihad" said Chandy in response to Lathika's demand for inquiry into forcible conversions. Hindu and Christian groups are up in arms again repeating their long-

standing demand for a thorough investigation into the phenomenon of "love jihad" in which Muslim youths allegedly lure young women from other communities to convert to Islam feigning love.

"Love Jihad in Kerala is part of global Islamisation project" said Global Council of Indian Christians. In 2009 Kerala Catholic Bishops Council (KCBC) had stated that more than 2600 young Christian women were converted to Islam since 2006. KCBC's Vigilance Commission for Social Harmony had called Christians to be on guard against the phenomenon.

Rahul Eswar of the Kerala's Hindu Parliament, an umbrella organisation of various Hindu groups called for an immediate inquiry into the phenomenon. "The state police's attempt in 2009 was to suppress facts about this phenomenon. This will lead to communal flare-ups. Forced conversions undertaken by Islamists will be cited by Hindu fanatics to establish their legitimacy" warned he.

Organisations like BJP, Hindu Aikyavedi etc too have called for inquiry and lambasted the state government's policy to whitewash the issue under pressure from Muslim League. Hindu groups have pointed out growth in Kerala's Muslim population rate has been double that of Hindus and Christians.

Hindus, Muslims and Christians form 55, 25 and 19 percent respectively in Kerala's population of 3.33 crore.

Cherian, a former Christian housewife was arrested in Kochi for allegedly providing two SIM cards to V Noushad - her boyfriend according to the police - who is interred in Ernakulam sub jail in connection with a drug peddling case. Naushad allegedly handed over the cards to T. Nazir suspected to be a top Lashkar-e-Tayeba operative in South India who also is languishing in the same prison in connection with a number of terror cases including the bomb blasts in Bangalore.

According to the police Cherian who was in Dubai with her husband and children had become friendly with Noushad who was working as a bus driver there. She allegedly left her family and returned to India with Noushad subsequently and got converted to Islam. According to police Noushad is suspected to have faked involvement in a narcotic case in order to get lodged in the jail and assist Nazeer who is alleged to have made many international calls using the SIM card.

"Love Jihad" had kicked up much dust in 2009 in Kerala and Karnataka after Hindu groups like Hindu Aikyavedi and Sree Rama Sene began campaign against alleged attempts to lure young women by Muslim youths feigning love and using them

for immoral or terror activities. The issue acquired serious attention when the state high court ordered asked the police to inquire into the allegations related to love jihad. This followed the complaints filed by the parents of two Hindu college girls saying their two Muslim college mates had cheated them into converting to Islam by promises of love. But the state police after investigation had informed the court that though there were complaints about attempts to convert by feigning love that there was no evidence for the existence of an organisation named love jihad in the state. After this the court withdrew its order to inquire into the issue.

In another case in 2009 Karnataka Police too had informed the Karnataka high court that there was no evidence for the prevalence of love jihad in that state. This led to the fizzling out of the campaign by Hindu and Christian groups about the phenomenon in both states.

Muslim groups condemned the repeated attempts to spread hatred against Muslims in the name of a non- 2/3 existent love jihad. Muslim League, second largest constituent in the ruling United Democratic Front (UDF) government has strongly denied occurrence of any forced conversions.

"Love Jihad is a myth being perpetrated by interested groups to vilify Muslims. How can any one use force in a state like Kerala where all religions, media and civil society in general are so vigilant? The conversions could be voluntary or the result of inter-religious marriages" said Abdurehman Randathani, MLA and League's secretary.

"It reminded of the racist propaganda in the US some time ago against blacks who were accused of luring white women. It is an attempt to demonise the Muslims" Umer Tasneem, Muslim scholar and English professor at the Calicut University. He smells a rat in Chief Minister Chandy, a Christian, not revealing the statistics of conversions to Christianity. "Why only conversion to Islam evokes emotions? Conversions to other groups are seen spontaneous".

Eswar too says Christians still lead in organising conversions. "A single major evangelist in Kerala has officially admitted of receiving more than Rs 1000 crores last year as financial contributions from abroad. Pentacoastal Missions in Kerala have converted lakhs of persons in last 5 years giving allurements" says Eswar.

According to top sources in police as many as 15 lakhs have been converted to Christianity in the last 20 years as per official

statistics provided by the State Converted Christian Corporation. "Muslims have only two institutions and Hindus only one who have the authority to convert. But every Christian church has this right" said a top police official.

According the Christian Persecution Update, a website run by Bangalore-based Christian group, Cherian was only the latest victim of Love Jihad also called Romeo Jihad, a global project by Islamist groups to lure women from other communities feigning love to make them accomplices in immoral or terror activities.

"It is a serious issue. We should seriously address it so that no tension is created in Kerala between communities" warned Fr Paul Thelakat, spokesperson of the Syro Malabar church, the largest Catholic church.

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ANNEXURE A-6

'Hindu girls targeted by extremists'

metro.co.uk/2007/02/22/hindu-girls-targeted-by-extremists-108990/

metrowebukmetroThursday 22 Feb 2007 8:58 pm

'Hindu women being targeted for Islam'

Muslim extremists who try to force teenage Hindu girls to convert to Islam are being targeted in a new police crackdown.

The recruiters – often paid £5,000 for each success – are stepping up 'aggressive conversion' tactics, especially around universities, religious leaders believe.

The Metropolitan Police have stepped in after commissioner Sir Ian Blair said many Hindus felt neglected by Scotland Yard.

Some young students have been beaten up and forced to abandon their courses by extremists, Hindu leaders told a security conference.

Islamic extremists invited the girls on dates before beginning campaigns of 'terrorism' until they converted, they claimed.

Ramesh Kallidai, from the Hindu Forum of Britain, said: 'Extremist Muslims make life miserable for Hindu girls.'

'Some are petrified; they feel these men have complete hold on them.

One girl was beaten up in the street and others have been forced to leave university.'

The problem was most common in cities such as Birmingham, Leeds and Bradford, he added, while London universities had 'at least two or three cases' each.

Mr Kallidai estimated hundreds of girls had been targeted, with some reports of Muslim boys being offered £5,000 'commissions'.

The National Union of Students said it did not want to discriminate against Muslims but agreed some extremists were causing concern.

They have managed to infiltrate Brunel University in West London, Bedfordshire University, Sheffield Hallam University and Manchester Metropolitan University, according to a Muslim charity.

Sheikh Musa Admani, a 'troubleshooting' imam, fears many radicals are easily by-passing university bans on 1/2 extremist sects such as Hizb ut Tahrirs and Al-Mujahiroun.

Scotland Yard is to set up a Hindu Safety Forum with 'aggressive conversion' as its top priority.

Sir Ian said: 'There is a feeling in the Hindu community that we have not given them as much attention as other groups.'

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ANNEXURE A-7

TIMES ONLINE

From The Times

March 03, 2007

**MUSLIMS ACCUSED OF BLACKMAIL TO MAKE STUDENT
GIRLS CONVERT**

Radical Muslims are being accused of blackmailing young Hindu and Sikh Women into changing religion in “groomed conversions” on campuses.

The men aggressively target vulnerable university students by using the fear of being dishonoured to force them to convert, community leaders have told The Times. Many befriend their victims, then threaten to tell their families that they are in a sexual relationship with a Muslim. Some teenagers are said to have been drugged and photographed in compromising positions.

New link:

<https://web.archive.org/web/20070305161651/http://www.timesonline.co.uk/tol/comment/faith/article1464601.ec>

few years ago, Imams in UK had called for seduction of Sikh girls to get them converted to Islam in the pretext of love and marriage.

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