

**MOTION FOR PRESENTING AN ADDRESS TO THE PRESIDENT UNDER
CLAUSE (4) OF ARTICLE 124 OF THE CONSTITUTION**

Shri Som Nath Chatterjee
Shri Amal Datta
Shri Chitta Basu
Shri Nitish Kumar
Shri Srikanta Jena to move the following:

“This House resolves that an address be presented to the president for the removal from the office of Justice V.Ramaswami of the Supreme Court of India for his following acts of misbehaviour:

- (1) That during his tenure as Chief Justice, Punjab and Haryana between November 1987 and October 1989, Justice Ramaswami personally got purchased carpets and furniture for his residence and for the High Court costing about Rs 50 Lakhs from public –funds from handpicked dealers at inflated rates. This was done without inviting public tenders and by privately obtaining a few quotations, most of which were forged or bogus.
- (2) That he also got payments made to hand-picked dealers for furniture and carpets ostensibly purchased for his residence which were never delivered.
- (3) That he misappropriated some of the furniture, carpets, and some other items purchased from the court’s funds for his official residence costing more than Rs 1,50,000 and did not account for the same at all.
- (4) That he replaced several items of furniture, carpets and suitcases, etc. Of a value of more than Rs 30,000 which has been purchased by him for his official residence from the court funds, by old and inferior quality items, with the object of deriving undue benefit for himself.
- (5) That he purchased from the public fund, more than Rs 13 lakh worth furniture and other associated items for his official residence at Chandigarh even though he was entitled to furniture worth Rs 38,000 only. That in the process, he willfully evaded several rules and sanctioned money for such purchases by splitting up bills.
- (6) That he got purchased 25 silver maces for the High Court at a cost of Rs 3,60,000 from a firm at his home town in Madras at highly inflated prices without inviting competitive quotations. This was done even after the other judges of the High Court had opposed the purchase of these maces on the ground that they were wholly unnecessary and appeared to be a relic of colonial past.
- (7) That he misused public funds to the extent of Rs 9.10 lakhs by making the court pay for non-official calls made on his residential telephones at Chandigarh during his 22 months in office as Chief Justice of Punjab and Haryana High Court.
- (8) That he abused his authority as Chief Justice to make the P&H High Court pay Rs 76,150 for even his residential phone at Madras.

- (9) That he misused his staff cars provided to him by taking them from Chandigarh to hill stations for vacations and to Madras for his son's wedding and spent more than Rs 1 lakh of public money for paying for the petrol of these cars. He even got himself paid for false petrol bills relating to car repairs, etc.
- (10) That he sanctioned a official the pleasure trip or trips made for his own personal work by his subordinate staff to places like Madras, Mussorie, Manali, etc, even though there was no official work to be done in those places.
- (11) That he gave four unjustified promotions each within 18 months to several members of subordinate staff of the high Court whom he misused for aiding and abetting his above acts done for his personal gain.

Motion for considering the report of the inquiry committee constituted to investigate into the grounds on which removal of Shri V Ramaswami, Judge, Supreme Court of India, was prayed for

Shri Som Nath Chatterjee
Shri Amal Datta
Shri Chitta Basu
Shri Nitish Kumar
Shri Srikanta Jena to move the following:

"This House do consider the report of the Inquiry Committee in regard to investigation and proof of the misbehaviour alleged against Shri V.Ramaswami, Judge, Supreme Court of India, which was laid on the Table of the House on 17 December, 1992."

Address to the president under Clause (4) of Article 124 of the Constitution

Whereas a notice was given of a motion for presenting an address to President praying for the removal of Shri V.Ramaswami from his office as a Judge of the Supreme Court of India by not less than one hundred members of the House of the People;

And whereas the said motion was admitted by the speaker of the House of People;

And whereas an Inquiry Committee consisting of –

- a) Shri P.B.Sawant, Judge, Supreme Court of India.
- b) Shri P.D.Desai, Chief Justice of High Court, Bombay.
- c) Shri O.P.Chinnappa Reddy, a distinguished Jurist, was appointed as the speaker of the house of the people for the purpose of making the investigation on the grounds on which the removal of the said Shri V.Ramaswami from his office as a Judge of the Supreme Court of India has been prayed for;

And whereas the said Inquiry committee has, after an examination made by it, submitted a report containing a finding to the effect that Shri V.Ramaswami is guilty of misbehaviour specified in such report;

And whereas the motion aforementioned, having been adopted by the House of the people in accordance with the provisions of Clause (4) of Article 124 of the Constitution of India, the misbehaviour of the said Shri V.Ramaswami is deemed, under sub-section (3) of Section 6 of the Judges Inquiry act 1968, to have been proved;

Now therefore the House of the people requests the president to pass an order for the removal of the said Shri V.Ramaswami from his office as a Judge of the Supreme Court of India.

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