

**Shri R P Agrawal,**  
Joint Director, Anti Corruption,  
Central Bureau of Investigation,  
CGO Complex, Lodhi Road, New Delhi-110003

May 11, 2015

**Sub : Discharge of two criminal corporations -- Dow Agro Sciences India and Agro Pack by CBI Special Court in case of massive Bribery due to failure of CBI to attach evidence.**

Dear Sir,

We are writing to you on behalf of five Bhopal based organizations that are working for the welfare of the survivors of the December 1984 Union Carbide disaster in Bhopal.

We wish to convey our distress at the failure of the CBI to attach evidence against two corporations -- Dow Agro Sciences India (DASI) which is a subsidiary of The Dow Chemical company, USA (TDCC) and Agro Pack against which the CBI had pressed criminal charges under various sections of the Prevention of Corruption Act as well as under criminal conspiracy. This has been reported about a year back and the newsclip is enclosed.

We would like to remind you that on February 13, 2007 TDCC agreed to pay a fine of US \$s 350, 000 after it admitted to its India subsidiary DE-Nocil Crop Protection Ltd. (Now renamed Dow AgroSciences India Pvt. Ltd.) having paid bribes amounting to US \$s 200, 000 to officials of the Indian Agricultural Ministry to expedite the registration of three of its pesticides Dursban, Nurella D and Pride during the period 1996 to 2001.

The CBI registered a case against Dow Agro Sciences India and its accomplice Agro Pack along with the recipients of the bribe amount in August 2007. However, as the enclosed news report suggests the CBI chose not to attach any documentary or oral evidence against the two corporations when it filed a supplementary charge sheet against the corporations in May 2011. Consequently, the case against the two corporations who were admittedly involved in the payment of bribe amounting to US \$ 200, 000 has been discharged by the Court.

Through this letter we request you to let us know the facts and circumstances that led to the CBI's deliberate abandoning of the case. We would also like to know from you whether any steps have been taken by the CBI to rectify its mistake subsequent to the May 2014 order of the CBI Special Court, Panchkula, Haryana.

Awaiting your early reply,

Yours sincerely,

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