

Gani must explain charge sheet against Najib, says DAP
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By Eileen Ng

DAP wants former attorney-general (A-G) Tan Sri Abdul Gani Patail to come forward and explain the veracity of a purported charge sheet against Prime Minister Datuk Seri Najib Razak for corruption.

Parliamentary leader Lim Kit Siang said denials by both Gani's successor, Tan Sri Mohamed Apandi Ali and the Attorney-General's Chambers (AGC), were "grossly inadequate".

"Let Gani appear in public and explain whether there is any basis in the Sarawak Report exclusive about the purported charge sheet against the prime minister for corruption while Gani is still in the legal and judicial service.

"Surely, Gani has not disappeared into thin air since his sudden, summary and shocking sacking as attorney-general on Tuesday morning, after he expressed surprise and ignorance at the termination of his tenure.

"Surely, Malaysia has not become a modern-day Stalinist Kremlin where a person could suddenly become a non-person and disappeared into the Gulag?" he said at a press conference at the DAP headquarters this morning.

In its latest posting yesterday, Sarawak Report published a draft of the charge sheet purportedly done by former A-G Gani against the prime minister, a former managing director and Nik Faisal Ariff Nik Othman Kamil.

The whistleblower site also said the charge sheet against Najib had led to Gani's sacking on Monday although his contract as A-G was until October.

The London-based site said that Gani was abruptly removed when he was "on the brink" of filing corruption charges against the prime minister.

"The documents, which were being worked in their final draft stages by the attorney-general, were sent to the Sarawak Report following the sacking of Gani and have now been verified by other senior parties," it said.

It said the charge sheet against Najib was under Section 17 (a) of the MACC Act and an alternate charge under Section 409 of the Penal Code.

The first charge carries a penalty of up to 20 years in prison.

But this was denied last night by Datuk Tun Abdul Majid Hamzah, who is the Deputy Solicitor General I (Litigation) in the AGC, saying that the AGC had neither drafted nor issued an alleged charge sheet against the prime minister.

Apandi said that the presence of the fake charge sheet indicated there is a conspiracy to unseat the prime minister by criminalising him, and added the plot to topple Najib was a threat to Malaysian democracy and an investigation will be carried out.

"These alleged charge papers therefore indicate that there is a conspiracy to topple a serving prime minister by criminalising him, and that the methods include doctoring, and criminal leakage," Apandi said in a statement.

"This plot represents a threat to Malaysia's democracy and I will direct for all action possible to be taken to investigate. The full force of the law will be applied without exception to any that are found guilty."

Lim said today Malaysians have a right to see and hear from Gani if he had indeed been in the final drafting stage to charge the prime minister for corruption when he was suddenly dismissed from his post.

"All patriotic Malaysians are concerned that the country appears to be hurtling headlong towards the precipice of a failed state, which will signal a new dark age for Malaysia," said the Gelang Patah MP.

Lim's party colleague, Tony Pua said Apandi must elaborate on his statement, which referred to a "criminal leak".

"You cannot say that there's a crime of criminal leakage if there wasn't a leakage. If there was a leakage, then there were some documents that were leaked.

"The question is, are these the documents on the possible charges against the prime minister? Was there a leakage from the AGC? The new A-G needs to verify this," said the Petaling Jaya Utara MP.

Constitutional law expert Dr Abdul Aziz Bari who joined the DAP yesterday, said if there is a leak of confidential documents, then action could be taken under the Official Secrets Act (OSA).

"Action can be taken under the OSA because public servants are subject to this. I wondered how the draft of a charge sheet can end up in the hands of a third party like Sarawak Report," he said, adding that Apandi should take immediate action if he is serious in pursuing the matter. – July 31, 2015.

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