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LETTER DATED 9 OCTOBER 1965 FROM THE PERMANENT REPRESENTATIVE OF
INDIA ADDRESSED TO THE SECRETARY-GENERAL

I have the honour to refer to your report to the Security Council (S/6719), dated 27 September 1965, and to bring to your attention the following comments of the Government of India:

- (i) In paragraph 3 of document S/6719, the military positions held by India and Pakistan on the opposite sides of the Line in the entire area of conflict, as of 24 September, are set out. It is further stated that the list is not exhaustive or complete, that the military situation throughout the area of conflict continues to be fluid, and that "revisions of the list may be necessary from day to day or even hour to hour". Cease-fire came about at 2200 hours GMT on 22 September. What is relevant, therefore, is to set down the military positions held by each party at 2200 hours GMT on 22 September. Furthermore, there can be no fluidity about these positions which necessarily had to become frozen at the time of cease-fire. What you have stated would appear to suggest that the duty of the Observers is not to ensure the observance of the cease-fire by dealing with the violations of the Cease-Fire Line in the entire area of conflict as it existed on 2200 hours GMT on 22 September, but to report changes in the Cease-Fire Line itself from day to day and hour to hour. Such a view would encourage the resumption of hostilities which would be contrary to Security Council resolutions.
- (ii) As will appear in the series of communications bringing to your notice the cease-fire violations by Pakistan during the last two weeks, Pakistan forces have refused to remain frozen at the positions occupied at the moment of cease-fire. They have continuously endeavoured to improve their positions by occupying openly or clandestinely new

positions east of the Line held by them on 22 September at the time of cease-fire, so as to present a fait accompli to the United Nations Observers. The Government of India cannot permit such patent violations of the cease-fire and naturally have had to take action necessary to prevent Pakistani forces from occupying new positions. They will not recognize any positions occupied by Pakistani forces since the time of cease-fire on 22 September. Paragraph 3 (9) of your report mentions the claim of Pakistan to some areas under its occupation in Rajasthan at the time of cease-fire. This claim is totally incorrect. The only area in Rajasthan occupied by Pakistan at the time of cease-fire coming into effect was the border outpost of Munabao.

- (iii) Paragraph 4 of your report, document S/6719, recognizes the fact that occupation of new positions of territory are being made, especially in cases where para-military or "irregular" elements are involved. Such forces admittedly are involved only on the Pakistan side. The report, however, gives the impression as if commanders of both sides were trying to occupy new positions. This is not correct. As far as India is concerned, Indian forces have not gone into any new areas after the cease-fire and whatever areas they are holding were held by them at the time of cease-fire.
- (iv) With reference to paragraph 5 of the report, document S/6719, the Government of India regret to see the persistence with which the word "troops" in relation to withdrawals is used. As has been repeatedly pointed out, the resolutions of the Security Council refer to "all armed personnel" and the continuance of use of the expression "troops" is likely to evade the meaning and purpose of these resolutions which are quite clear from the record and from the debates in the Security Council. Furthermore, the idea of telescoping cease-fire and withdrawals into a single operation which is implicit in paragraph 5 is contrary to the resolutions of the Security Council and is unacceptable to the Government of India.

2. I shall be grateful if this communication is circulated as a Security Council document.
3. Please accept, etc.

(Signed) G. PARTHASARATHI
Permanent Representative of India
to the United Nations

