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IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION
(SPECIAL ORIGINAL JURISDICTION)

Writ Petition No. 224 of 2004

In the matter of:

An application under Article 102 of the Constitution of the People's Republic of Bangladesh. (the constitution).

- And -

In the matter of:

Bangladesh Legal And Services Trust (BLAST), represented by Farida Yeasmin, Advocate, Deputy-director, BLAST Head Office at 141/1 Segun Bagicha, Dhaka-1000

Petitioner

- Versus -

1. Bangladesh represented by the Secretary, Ministry of Home Affairs, Government of the People's Republic of Bangladesh, Bangladesh Secretariat Police Station Ramna, District Dhaka
2. Inspector General of Prison, Nazimuddin Road, Police Station Lalbag, District Dhaka
3. The Jailor, Rajshahi Central Jail, Rajshahi District Rajshahi

Respondents

- And -

In the matter of:

Detention of 1) Md. Matiar Rahman son of late Salim Sheikh of Village Darakati, (2) Zan Mohammed Sheikh son of Abul Kalam of Village Goraipur, 3) Ramzan Sheikh son of late Kafil Uddin Sheikh of Village-Goraipur, 4) Zahirul Islam Son of Md. Zeimuddin Sheikh of Village Darakati, 5) Md. Akbar Ali son of Md. Abdul Hakim of Village Goraipur 6) Md. Murtuza son of Md. Muslim of Village Nuncha 7) A. Mazid son of late Khudobox of Village- Nuncha 8) Shazzad Hossain son of Md. Sadek Mondal of village Nuncha 9) Engraz son of Mr Abdur Razzag of Village Nuncha 10) Rihan son of Abdus Samad alias Samad of Village Gopalpur 11) Muluksan son of Md. Nazrul of Village Gopalpur all

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all Police Station Islampur, District Murshidabad, West Bengal India
12) Mantu son of Zabbar Ali of Village- Begum Dihi, 13) Abdul Rahim son
Abdur Rahman of Village Begum Dihi, both Police Station Vabahan Gola,
District Murshidabad West Bengal, India now being detained in
Rajshahi Central Jail ... Detenu's .

Present:

Mr. Justice Shah Abu Nayeem Mominur Rahman.

And

Mr. Justice Abdus Salam Mamun.

The 17th January, 2004

Mr. Md. Idrisur Rahman ... For Petitioner

Let a Rule Nisi be issued calling upon the respondents as to why
detention of 1. Md. Matiar Rahman son of late Salim Sheikh of village
Darakati, 2. Zan Mohammad Sheikh son of Abul Kalam of Village Goraipur
3. Ramzan Sheikh son of late Kafil Uddin Sheikh son of late Kafil Uddin
Sheikh of village Goraipur, 4. Zahirul Islam son of Md. Zomimuddin Sheikh
-kh of village Karakati, 5. Md. Akbar Ali son of Md. Abdul Hakim of
Village Goraipur 6. Md. Murtuza son of Md. Muslim of Village Nuncha, 7.
A. Mazid son of late Khudabox of village Nuncha 8. Shazzad Hossain son
of Md Sadek Mondal of village Nuncha, 9. Engraz son of Abdur Razzaq
of village Nuncha 10. Raihan son of Abdus Samad alias Samed of Village
Gopalpur, 11. Muluk Chan son of Md. Nazrul of Village Gopalpur, all
Police Station Islampur, District Murshidabad, West Bengal, India 12.
Mantu son of Zabbar ali of village Begum Dihi 13. Abdul Rahim son
of Abdur Rahman of village Begum Dihi, both police Station Vabahan Gola
District Murshidabad West Begual India now being detained in Rajshahi
Central Jail, Bangladesh wshall not be declared to be without
lawful authority and why they should not be brought before this court

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to satisfy that the detainees are not being held in custody without lawful authority or in an unlawful manner and as to why they shall not be ordered to be set at liberty and /or pass such other or further order or orders as to this court may seem fit and proper.

The Jail authorities are directed to investigate into its records and to furnish details of such prisoners, this whether Bangladeshi or foreigners who are being incarcerated in prisons of the country beyond the terms of their imprisonment.

The Rule is made returnable within eight (8) weeks from date.

S.A.N.M. Rahman

A.S.Mamun

Momen/
Read by:
Exd. by:

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প্রত্যয়িত অবিলম্বে প্রতিলিপি

স্বাক্ষরিত
বাংলাদেশ জেইলস কোর্ট আইনকোর্ট বিভাগ
(১৮৭২ ইং সনের ১৫ নং আইনের)
৩৯ ধারার অধীনে প্রস্তুত।

১২/০২/০৪
০২/০২/০৪