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IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION
(SPECIAL ORIGINAL JURISDICTION)
SUO-MOTO RULE NO. 09 OF 2013

IN THE MATTER OF:

The State

-Versus-

The Secretary, Ministry of Works and Housing, Bangladesh Secretariat Ramna, Dhaka and others.

Present:

Mr. Justice Mirza Hussain Haider

&

Mr. Justice Muhammad Khurshid Alam Sarkar.

The 13th day of May, 2013.

Mr. Km Saifuddin Ahmed, Advocate,

.....for Respondent- RAJUK.

Mr. Rafiqul Islam Miah, advocate

.....for Respondent Mayor.

Mr. Habibul Islam Bhuiyan with

Mr. KM Rezaul Firoj, advocates,

.....for the Respondent No. 7(UNO).

Mr. Mohammad Hossain, Advocate

.....appears as interveners.

Mr. Al Amin Sarker, DAG with

Mr. KM Masud Romy and

Mr. Zakir Hossain Ripon, AAGs

.....Present in Court.

By filing affidavit of compliance the learned advocate for the Mayor, Savar Pourashava, Dhaka submits that during the pendency of this Rule, he has been suspended from the office of the Mayor and, as such, he could not collect all relevant papers for swearing proper affidavit and, under the situation the photo copy of the papers, which he has managed to collect, has been annexed with the affidavit of compliance. As such, he prays for passing necessary orders upon the concerned authority to produce the relevant record concerning the construction of the Building i.e. "Rana Plaza" at Savar, Dhaka, and he may be allowed time to file affidavit to defend himself.

Considering the submissions, one week time is allowed to file affidavit in opposition by the Mayor.

The current Mayor or the person in charge of Mayor, Savar Pourashava, Savar, Dhaka is directed to certify and transmit the record concerning the construction of "Rana Plaza" to this Court within seven days from date by special Messenger.

Let the affidavits of compliance filed by Respondent No. 7 and 10 respectively be kept with the record for consideration at the time of hearing of the Rule.

By filing application the learned advocate (intervener in this matter) prayed for direction upon the authority concerned to prepare a list of workers working on that fateful date in the five garment industries. He submits that a good number of relatives of the workers are waiting in a around the devastated area holding photographs, identification cards and appointment letters of those workers, whose whereabouts have not yet been traced out, with a apprehension of non-surfacing of their missing relatives.

Considering the submissions the prayer is allowed. Hence, the Deputy commissioner, Dhaka is directed, to prepare through its office, a list of workers whose nears and dears are waiting for receiving the dead body or to know the whereabouts of their missing relatives working the those five garment industries housed at collapse "Rana Plaza" upon collecting photo copy of the identification cards and appointment letters which the relatives are holding and showing for tracing out their nears and dears.

Side by side, the Chief Inspector of Factory and Establishments, 4 DIT Avenue, Dhaka, is also directed to prepare another list of the missing workers for whom their relatives are producing identification cards and appointment letters.

Bothe the Deputy Commissioner and the Chief Inspector of Factory and Establishments are directed to submit the aforesaid list within one week from date.

Let this Rule appear in the list on 21.05.2013 for hearing.

Let this order be communicated upon the Deputy Commissioner Dhaka and the Chief Inspector of Factory and Establishment, 4 DIT Avenue, Dhaka, at the cost of the interveners advocates.

M.H. Haider

M.K.A. Sarkar.

Copy forwarded to,

1. Deputy Commissioner, District- Dhaka.
2. The Chief Inspector of Factory and Establishments, 4 DIT Avenue, Dhaka.
3. The current Mayor of the person in charge of Mayor, Savar Pourashava, Savar, Dhaka.

For information and necessary action.

By order

Superintendent

Assistant Registrar.

Type by: Shahidullah. 15.5.13.

Read by:

Exam. by: