

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

Present:

Justice Sheikh Abdul Awal

And

Justice S.M. Iftekher Uddin Mahamud

Writ Petition No. 3450 of 2024

In the matter of:

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

And

In the Matter of:

Md. Jahangir Hossen and others

..... Petitioners.

-Versus-

Government of the People's Republic of Bangladesh represented by the Secretary, Ministry of Liberation War Affairs and others.

.....Respondents.

Mr. Selim Hossain, Advocate

..... For the petitioners

Mr. Mohammad Mohsin Kabir, D.A.G with

Mrs. Shahin Sultana, A.A.G with

Mr. Md. Manowarul Islam Uzzal, A.A.G.

.....For the Government-respondents

Judgment on 03.09. 2025.

Sheikh Abdul Awal, J:

On an application under Article 102 of the Constitution of the People's Republic of Bangladesh the Rule Nisi was issued calling upon the respondents to show cause as to why the inaction and failure of the Respondents in issuing মুক্তিযোদ্ধা সনদ ও প্রত্যয়নপত্র on the basis of recommendation of উপজেলা ও জেলা/ মহানগর যাচাই-বাছাই কমিটি dated 19.04.2017 and publishing the official gazette including the name of the petitioners as freedom fighters shall not be declared to

have been issued without any lawful authority and is of no legal effect and as to why a direction shall not be given upon the Respondent No. 2 to issue মুক্তিযোদ্ধা সনদ ও প্রত্যয়নপত্র on the basis of recommendation of উপজেলা ও জেলা/মহানগর যাচাই-বাছাই কমিটি dated 19.04.2017 and publishing the official gazette including the petitioner's name as freedom fighters and/or pass such other or further order or orders as to this Court may seem fit and proper.

Today while the matter was taken up for hearing the learned Advocate for the petitioners at the very outset upon placing an application for direction submits that the petitioners filed in total 8 appeals being appeal Nos. 137, 139, 140,141,142, dated 12.11.2020 and Appeal Nos. 126, 127, 135, dated 11.11.2020 and Appeal being No. 6045 dated 29.04.2017 before the Chairman, Jatio Muktiyoddha Council (JAMUKA) and all these appeals are pending for a long period which is required to be disposed of and as such, a direction may kindly be given upon the respondent No.2. to dispose of the appeals filed by the petitioner within 02(two) weeks in the interest of justice.

Mr. Mohamad Mohsin Kabir, the learned Deputy Attorney General appearing for the Government respondents, on the other hand, submits that the petitioners deserve to get a direction for early disposal of their appeals.

Having heard the learned Advocate for the petitioners and learned Deputy Attorney General, perused the writ petition and other materials on record.

In the facts and circumstances of the case, we find merit in the submission of the learned Advocate for the petitioners.

Hence, the respondent No. 2 (JAMUKA) is directed to hear and dispose of the petitioners' appeals being appeal Nos. 137, 139,

140,141,142, dated 12.11.2020 and Appeal Nos. 126, 127, 135, dated 11.11.2020 and Appeal being No. 6045 dated 29.04.2017 pending before the Chairman, Jatio Muktijoddha Council (JAMUKA) as early as possible preferably within 02(two) months from the date of receipt of this order.

The Rule is, accordingly, disposed of in the above manner.

Communicate this order at once.

S.M. Iftekhar Uddin Mahamud, J:

I agree.