

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

Present

Mr. Justice Sikder Mahmudur Razi
And
Mr. Justice Raziuddin Ahmed

Writ Petition No. 16508 of 2024

Aviation Operators Association of Bangladesh
(AOAB), represented by its Secretary General
and others.

.....Petitioner.

-Versus-

The Government of the People's Republic of
Bangladesh, represented by the Secretary,
Ministry of Civil Aviation and Tourism,
Bangladesh Secretariat, Dhaka-1000 and others.

.....Respondents.

None appears

.....For the petitioner.

Mr. Md. Shamsul Islam, Advocate

.....For the respondent No.3.

The 09th December, 2025

This is an application for discharging Rule as being infructuous.

Mr. Md. Shamsul Islam, learned Advocate for the respondent No. 3-applicant submits that the instant writ petition has been filed challenging the inactions of the respondents to respond the letters written to them and inaction of the respondents to respond to the petitioner's letter dated 16.10.2024 (Annexure- F and F-1) to the writ petition in respect of reduction in Hangar Rentals and surcharge. The learned advocate submits that during pendency of the instant writ petition the Civil Aviation Authority, upon consideration of all aspects refixed the lease Money rate for the period 01.07.2024-30.06.2029 and 2.5% increasement from 01.07.2029 and the same was sent to the Controlling Ministry (MOCAT) for approval and the said Ministry approved the

same with some modified rate for the period from 01.07.2024-30.06.2029. He next submits that on the basis of the modified rate approved by the Controlling Ministry (MOCAT) the answering respondent informed the petitioner vide Memo No. 30.31.0000.149.06.108.23/360 dated 20.07.2025 and accordingly the petitioner No. 4, 11 and some other airlines paid their lease money for the period of 01.07.2025-30.06.2026 through pay orders. He further submits that since rate of lease money has been modified and refixed by the authority the instant Rule has lost its force and thus the Rule has become infructuous.

No one appears to oppose the application although copy of the same was duly served.

We have heard the learned Advocate for the respondent No.3-applicant. We have gone through the writ petition, the application and the materials on record.

It appears that, in the instant writ petition, the petitioner has challenged the inaction of the respondents in responding to the petitioner's letters dated 16.10.2024 concerning the reduction of hangar rentals and surcharge. From the application filed for discharging the Rule, it transpires that the competent authority has already refixed the hangar rentals/lease money and issued a notification to that effect on 30.06.2025 (Annexure-4(I) to the application). It further appears from Annexure-5 to the application that some of the airlines have already commenced payment at the refixed rate. In view of the foregoing, the

Rule Nisi issued in the instant writ petition has lost its efficacy and has become infructuous.

Accordingly, we find substance in the instant application. In the result the same is allowed and the Rule is discharged as being infructuous.

Let a copy of the judgment and order be communicated at once to all concerned.

I agree

.....
(Sikder Mahmudur Razi, J.)

.....
(Raziuddin Ahmed, J.)