

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

Writ Petition No. 1289 of 2013

IN THE MATTER OF:

An application under Article 102(2)(a)(ii) of the
Constitution of People's Republic of Bangladesh.

AND

IN THE MATTER OF:

Md. Kamruzzaman (Kabul)

....Petitioner

Versus

Government of the People's Republic of
Bangladesh, represented by the Secretary, Ministry
of Environment, Bangladesh Secretariat, Dhaka,
others

....Respondents

No one appears

....For the Petitioner

Mr. Md. Abid Chowdhury, DAG

Mr. M Mohiuddin Yousuf, DAG

Mr. Monjur Elahi Porag, AAG

Mr. Ariful Alam, AAG

Mr. Nazmul Hasan Chowdhury, AAG and

Mr. Md. Shahidul Islam, AAG

.... For the respondents

Present:

Mr. Justice Md. Iqbal Kabir

And

Mr. Justice S M Saiful Islam

Judgment on 18.05.2026.

Md. Iqbal Kabir, J:

At the instance of the petitioner, this Rule Nisi was issued in the following
terms:

“Let a Rule Nisi be issued calling upon the respondents to show
cause as to why the public notice issued by respondent No. 2 vide
Memo. No. পরিবেশ/ প্রচার/ বিজ্ঞাপন-৩১০/ ২০০২ (৩য়)/ ২৫৬ dated 02.10.2012
(Annexure-A) should not be declared to have been made without
lawful authority and are of no legal effect and/or pass such other
or further order or orders as to this Court may seem fit and
proper.”

It appears from the interim order that this Court directed the respondents
not to interfere in manufacturing bricks in the petitioner's brick field till
31.03.2013 or disposal of the appeal, whichever is earlier.

This matter appears in the list for passing a necessary order, but no one appears on behalf of the petitioner to apprise this Court of the present position of the case. This is a long-pending matter; the Rule was issued in the year 2013, and an interim order was also passed. This Court does not find any reason to keep the matter pending any further. By the lapse of time, the Rule has become infructuous.

Accordingly, the Rule Nisi is discharged.

The order of direction granted at the time of issuance of the Rule is vacated.

However, there shall be no order as to costs.

Communicate the Order at once.

S M Saiful Islam, J:

I agree.