

ICT-BD [ICT-2] Case No.03 of 2014

The Chief Prosecutor -Versus- Md. Forkan Mallik @ Forkan
Order No.04.

Dated 24.12.2014.

After passing the charge framing order it came to the notice of the Tribunal that in paragraph No.15 it has been written that "we are of the view that there are sufficient and substantial materials before this Tribunal to frame charges against accused Md. Forkan Mollik @ Forkan for the offences allegedly committed during the War of Liberation in 1971 as specified under section 3(2)(a)(b)(i)(h) of the Act for which he is alleged to be criminally liable under sections 4(1) of the Act of 1973" and at the end of the order framing charge No.5 it has also been written that "thus you have been indicted as above for committing the offences under section 3(2)(a)(c)(i)(g)(h) of the International Crimes (Tribunal) Act, 1973, punishable under section 20(2) read with section 3(1) of the Act which are within the cognizance and jurisdiction of this Tribunal". The mentioning of clauses (b)(i) in paragraph No.15 as well as clause c(i) in the last part of order framing charge No.5 were inserted due to clerical mistake as no charge has been framed against the accused for the offence of crimes against peace as well as genocide. In fact, the accused has been indicted under section 3(2)(a)(g)(h) of the Act of 1973. Thus, clause (b)(i) of paragraph No.15 as well as clause c(i) in last part of order framing charge No.5 are hereby deleted.

Let the said order be corrected accordingly. The office is directed to do needful.

Justice Obaidul Hassan, Chairman

Justice Md. Mozibur Rahman Miah, Member

Justice Md. Shahinur Islam, Member