

ICT-BD (ICT-2) Misc. Case No.03 of 2015

The Chief Prosecutor -Versus-Md. Ashraf Hossain & others

Order No.04

Dated 05.03.2015

Today is fixed for hearing of the application filed by the prosecutor under Rule 16(1) of the ROP.

Having regard to the submission made by the learned prosecutor and the provision as contained in the ROP and the practice adopted by this Tribunal on this issue we render an order directing the prison authority to commit the accused Advocate Md. Shamsul Huq and S.M. Yusuf Ali to the investigation officer on **08.03.2015 at 10:00 am**, for the purpose of interrogation to be done at the '**safe home**' of the investigation agency as required under rule 16(1) of the ROP. The investigation officer shall conclude its interrogation by **05:00 pm** on that day.

The investigation officer shall ensure presence of a doctor and two learned counsels engaged for the accused persons at the room adjacent to that of interrogation at the 'safe home', to keep the intent of rule 16(2) guaranteed, during the interrogation. That is to say, the accused persons shall not be subjected to any form of coercion, duress or threat of any kind, during interrogation. However, the accused shall not have communication with his engaged counsel, in course of investigation.

The prison authority is directed to commit the accused Advocate Md. Shamsul Huq and S.M. Yusuf Ali to the investigation officer for his interrogation at the 'safe home' of the investigation agency located at House No.405/B, Road No. 27(old), 16(new), Dhanmodi, Dhaka on the date mentioned [**08.03.2015**], for the time as specified above .

The accused shall be duly brought back there from to the prison, after the interrogation is over.

Let copy of this order be communicated to the Senior Superintendent, Dhaka Central Jail for information and necessary compliance.

Sd/-Justice Obaidul Hassan, Chairman
Justice Md. Mozibur Rahman Miah, Member
Justice Md. Shahinur Islam, Member