

HIGH COURT DIVISION  
(SPECIAL ORIGINAL JURISDICTION)  
WRIT PETITION No. 12858 of 2022

The 27<sup>th</sup> Day of November, in the year of two thousand twenty two

Present:

Mr. Justice Zafar Ahmed  
And

Mr. Justice Md.Akhtaruzzaman

IN THE MATTER OF:

Md. Abdus Razzak Son of Md.Mokbul Hossain Of Village-Vhandara Police Station- Ranisankoil District-  
Thakurgaon

.....Petitioner

-Versus-

Bangladesh represented by the Secretary, Local Government Division, Ministry of Local Government, Rural  
Development and Co-operatives, Bangladesh Secretariat, Shahbag, Dhaka and others

.....Respondents

To:

1. Bangladesh represented by the Secretary, Local Government Division, Ministry of Local Government, Rural  
Development and Co-operatives, Bangladesh Secretariat, Shahbag, Dhaka
2. Farjana Mannan, Deputy Secretary, Local Government Division, Rural Development and Co-operatives,  
Bangladesh Secretariat, Shahbag Dhaka
3. The Commissioner, Rangpur Division, Rangpur
- 4 The Deputy Commissioner, Thakurgaon
5. The Upazilla Nirbahi Officer, Ranisankoil, Thakurgaon
6. The Upazilla Social Welfare Officer, Ranisankoil, Thakurgaon
7. Mayor, Ranisankoil, Ranisankoil Municipal, Thakurgaon.

Whereas the petition above mentioned has been preferred by the petitioner above named to this Court  
against. Notification contained in Memo No. 86.00.0000.064.32.217.20-984 dated 24.08.2022 issued by the  
office of the Respondent No.1 purported to have been signed by the Respondent No. 2 illegally suspending the  
petitioner from his elected post of Counselor of Ward No. 6 of Ranisankoil Municipal under the Police Station-  
Ranisankoil, District-Thakurgaon, under Section 31(1) of the স্থানীয় সরকার (পৌরসভা) আইন, ২০০৯ (Annexure-G)

The supplementary affidavit be treated as part of the main application.

Now upon hearing, Mr. Md.Faridul Islam,Advocate for the petitioner Mr.Nawroz Md.Rasel  
Chowdhury.DAG with Mr.MMG Sa'war(Payel), Mr. Masud Rana Mohammad Hafiz,and Ms.Tamanna  
Ferdous.AAGs for the Respondents and upon consideration of the said petition this Court doth order and do  
issue a Rule Nisi calling upon you the aforesaid respondents to show cause on or before the 25<sup>th</sup> Day of  
December, 2022 as to why the notification contained in Memo No. 46.00.0000.064.32.217.20-984 dated  
24.08.2022 issued by the office of the respondent No. 1 purported to have been signed by the respondent No. 2  
illegally suspending the petitioner from his elected post of Counselor, of Ward No. 6 of Ranisankoil Municipal  
under the Police Station-Ranisankoil, District-Thakurgaon, under Section 31(1) of the স্থানীয় সরকার (পৌরসভা) আইন,  
২০০৯ (Annexure-G) should not be declared to have been issued illegally, malafide, has been passed without  
lawful authority and is of no legal effect and/or pass such other or further order or orders as to this Court may  
seem fit and proper.

Pending hearing of the Rule, let the operation of the notification contained in Memo No.  
46.00.0000.064.32.217.20-984 dated 24.08.2022 issued by the office of the respondent No. 1 purported to have  
been signed by the respondent No. 2 illegally suspending the petitioner from his elected post of Counselor, of  
Ward No. 6 of Ranisankoil Municipal under the Police. Station-Ranisankoil, District-Thakurgaon, under  
Section 31(1) of the স্থানীয় সরকার (পৌরসভা) আইন, ২০০৯ (Annexure-G) be stayed for a period of 6(six) months from  
date.

The petitioner is directed to put in requisites for service of notice upon the respondents through  
registered post and in usual course.

Witnesses Mr. Justice Hasan Foez Siddique, the Hon'ble Chief Justice of Bangladesh on this the 27<sup>th</sup>  
Day of November, in the year of two thousand Twenty Two.

Superintendent

Assistant Registrar.

স্থানীয় সরকার বিভাগ	
গণিতের সেক্টর	
১) অতিরিক্ত সচিব	১) প্রশাসন
২) মহাপরিচালক	২) ন্যায় উন্নয়ন
৩) যুগ্মসচিব	৩) উন্নয়ন
৪) মুদ্রাসচিব (পত্রিকাকলা)	৪) পানি সরবরাহ (পাস)
	৫) উপজেলা অধিশাখা
	৬) ইউপি অধিশাখা
	৭) অতিরিক্ত অধিশাখা
	৮) আইন অধিশাখা
ডায়েরি নং: ০৫/১২১২২	তারিখ: ০৫/১১/২০২২

স্থানীয় সরকার বিভাগ	
গণিতের সেক্টর	
১) উপজেলা অধিশাখা	
১) আইন-১	১) জরুরি পেশ করণ
২) আইন-২	২) পেশ করণ
	৩) নথিতে রাখুন
নম্বর: ১২৩৪	তারিখ: ০৫/১১/২০২২