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IN THE SUPREME COURT OF BANGLADESH HIGH COURT DIVISION

HIGH COURT DIVISION (SPECIAL ORIGINAL JURISDICTION)

WRIT PETITION NO. 13247 of 20228) THE

The 16th day of November, in the year of two thousand twenty two.

Present

Mr. Justice Zafar Ahmed.

-And-

Mr. Justice Md. Akhtaruzzaman.

AND

IN THE MATTER OF:

Md. Abul Kashem son of Md. Abul Hossain and Most. Rahima Khatun, of Village- Dumuria, Police

Station- Jibannagar, District- Chuadanga.

......... Petitioner.

-VERSUS-

To.

Government of the People's Republic of Bangladesh, represented by the Senior Secretary, Ministry of Local Government, Rural Development and Co-operatives, Local Government Division, Bangladesh Secretariat, Shahbag, Dhaka and others.

..... Respondents.

Government of the People's Republic of Bangladesh, represented by the Senior Secretary, Ministry of Local Government, Rural Development and Co-operatives, Local Government Division, Bangladesh Secretariat, Shahbag, Dhaka.

2. Election Commission of Bangladesh, represented by the Chief Election Commissioner, Election

Commission Bhaban, Sher-E-Bangla Taugar, Dhaka.

3. Deputy Commissioner of Chuadanga, Office of the Deputy Commissioner, Chuadanga.

4. Upazilla Nirbahi Officer, Jibannagar, Office of the Upazilla Nirbahi Officer, Jibannagar, Chuadanga.

5. Chairman of no. 8 KDK Union Parishad under Upazilla- Jibannagar, District- Chuadanga.

6. Chairman of No. 2 Andulbaria Union Parishad under Upazilla- Jibannagar, District- Chuadanga.

7. District Election Officer, Chuadanga, Office of the District Election Officer, Chuadanga.

Whereas the petition above mentioned has been preferred by the petitioner above named to this court against, Inaction of the respondent No. 4 in considering the resolution dated 19.06.2022 (Annexure-E) taken by No. 8 KDK Union Parishad under Upazilla- Jibannagar, District- Chuadanga for including Dumuria village into KDK Union Parishad. AND For a direction upon the respondent No. 4 to consider the resolution dated 19.06.2022 (Annexure-E) taken by No. 8 KDK Union Parishad under Upazilla-Jibannagar, District- Chuadanga for including Dumuria village into KDK Union Parishad.

Now upon hearing Mr. Md. Imran Miah with Mrs. Aklima Parven, Advocates For the Petitioner and Mr. Nawroz Md. Rasel Chowdhury, DAG with Mr. MMG Sarwar (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 14th day of December, 2022 as to why the inaction of the Respondent No. 4 in considering the resolution dated 19.06.2022 (Annexure- E) taken by No. 8 KDK Union Parishad under Upazilla- Jibannagar, District- Chuadanga for including Dumuria village into KDK Union Parishad should not be declared to have been taken without lawful authority and is of no legal effect and why the Respondent No. 4 in considering the resolution dated 19.06.2022 (Annexure- E) taken by No. 8 KDK Union Parishad under Upazilla- Jibannagar, District- Chuadanga for including Dumuria village into KDK Union Parishad and/or pass such other or further order or orders as to this Court may seem fit and proper.

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 16th day of November, in the year of two users twenty two.

Typed by: Altaf:20.11.2022.

Read by:

20.11.22

Exam. by:

J20.11.22

Readied by:

Superintendent

20-11.

Assistant Registrar.

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স্থানায় সৰুক্ষাৰ বিশ্ব প্ৰান্তির তারিখ চিটিয়া নম্বর

স্থানির কার বিভাগ স্থানির (আইন) অর্মিশাখা আইন-১ আইন-১ আইন-১ ০। নথিতে রাখুন

नषत्र ग्रेस ग्रेस १००० व्य