

230/22

IN THE SUPREME COURT OF BANGLADESH  
HIGH COURT DIVISION  
(SPECIAL ORIGINAL JURISDICTION)  
**WRIT PETITION No. 9672 of 2022**

The 24<sup>th</sup> day of October, in the year of two thousand twenty two.

**Present:**

**Mrs. Justice Farah Mahbub.**

**-And-**

**Mr. Justice Ahmed Sohel.**

IN THE MATTER OF:

Hosneara Akter Head Mistress Wife of Abul Hossain Bathuli High School Police Station-Delduar  
District-Tangail

-----Petitioner

**-Versus-**

The Government of the Peoples Republic of Bangladesh represented by the Secretary, Ministry of  
Local Government and Rural Development and Co-operative, Bangladesh Secretariat, Ramna, Dhaka  
and Others

.....Respondents

To,

1. The Government of the Peoples Republic of Bangladesh represented by the Secretary, Ministry of  
Local Government and Rural Development and Co-operative, Bangladesh Secretariat, Ramna, Dhaka.
2. Deputy Secretary, Ministry of Local Government and Rural Development and Co-operative,  
Bangladesh Secretariat, Ramna, Dhaka.
3. Chief Executive Officer, Zilla Parishad, Tangail.
4. Deputy Commissioner, Tangail.
5. Upazilla Nirbahi Officer, Delduar, Tangail.

Whereas the petition abovementioned has been preferred by the petitioner above named to this  
Court against, Circular under Memo No. 46.42.0000.000.31.002.17.2010 dated 17.10.2017 (Annexure-  
B) issued by the respondent No. 2 informing the authority that the member of Zilla Parishad will not  
receive honourarium from the Zilla Parishad fund if he/she continuously engaged and take financial  
benefit from government affiliated institution.

স্থানীয় সরকার বিভাগ সচিবের দপ্তর	
১) অতিরিক্ত সচিব	১) প্রশাসন
২) মহাপরিচালক	২) নগর উন্নয়ন
৩) যুগ্মসচিব	৩) উন্নয়ন
৪) যুগ্মসচিব (পরিকল্পনা)	৪) পানি সরবরাহ (পাস)
	৫) উপজেলা প্রশাসনা
	৬) ইউপি প্রশাসনা
	৭) অডিট প্রশাসনা
	৮) অফিস প্রশাসনা
ডায়েরি নং ৪.....	স্বাক্ষর
তারিখঃ ১১/১০/২২	

Now upon hearing, Mr.Md. Shahjada, Advocate For the Petitioner. Mr. Samarendra Nath Biswas, D.A.G. with Mr. Md. Abul Kalam Khan (Daud), A.A.G. with Mr. Md. Modersher Ali Khan (Dipu), A.A.G. with Mr. A.K.M. Nur Nabi (Sumon), A.A.G. and Mr. Md. Taufiq Sajawar (Partho), A.A.G. For the Respondents-government 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 21<sup>st</sup> Day of November, 2022 as to why the impugned circular 17.10.2017 Circular issued under Memo No.46.42.0000.000.31.002.17.2010 by the respondent No.2(Annexure-B), so far as it relates to the petitioner, shall not be declared to have been issued without lawful authority and. is of no legal effect and or such other or further order or orders passed as to this court may seem fit and proper.

Pending disposal of the Rule, let the operation of the Circular dated 17. 10.2017 issued under Memo. No.46.42.0000.000.31.002.17.2010 by the respondent No.2(Annexure-B) so far as it relates to the petitioner, be stayed for a period of 3(three) months from date.

Let the notice be served upon the respondents by usual course as well as by registered post with acknowledgment receipt at the costs of the petitioner.

Witnesses Mr. Justice Hasan Foez Siddique, the Hon'ble Chief Justice of Bangladesh on this the 24<sup>th</sup> day of October, in the year of two thousand Twenty Two.

Typed by: Mithun: 06.11.2022.

Read by:

Exam by:

Readied by:

Superintendent

06.11.22

Assistant Registrar

06.11.22

স্থানীয় সরকার বিভাগ  
প্রাপ্তির তারিখ: ০৬/১১/২২  
নম্বর: ১২৬৩

06.11.22

স্থানীয় সরকার বিভাগ	
যুগ্মসচিব (আইন) অধিশাখা	
১। আইন-১	১। জরুরি পেশ করণ
২। আইন-২	২। পেশ করণ
	৩। পেশ করণ
নম্বর: ১২৬৩	
তারিখ: ০৬/১১/২২	