

IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION
(SPECIAL ORIGINAL JURISDICTION)

WRIT PETITION NO. 1737 of 2021.

The 28th day of June, in the year of two thousand twenty one.

Present:

Mr. Justice Mamnoon Rahman

-And-

Mr. Justice Khandaker Diliruzzaman

IN THE MATTER OF:

Abdul Matin Mondol, Chairman (Under suspension), Umarpur Unio Parishad,
Chowhali, District Serajganj.

.....Petitioner.

The Government of the People's Republic of Bangladesh, represented by the
Secretary, Ministry of Local Government, Rural Development and Co-operative,
Bangladesh Secretariat, Secretariat Building, Police Station Ramna, Dhaka and
others.

.....Respondents

To,

1. The Government of the People's Republic of Bangladesh, represented by the
Secretary, Ministry of Local Government, Rural Development and Co-operative,
Bangladesh Secretariat, Secretariat Building, Police Station Ramna, Dhaka.
2. The Senior Assistant Secretary, Ministry of Local Government, Rural
Development and Co-operative, Department of Local Government, Epa-1,
Odhishaka, Bangladesh Secretariat, Ramna, Dhaka.
3. Deputy Commissioner, Serajgonj.
4. Upazila Nirbahi Officer, Chowhali, Serajgonj.
- ✓ 5. The Deputy Secretary, Ministry of Local Government, Rural Development and
Co-operative, Local Government Division, E Pa-1, Odhishaka, Bangladesh
Secretariat, Ramna, Dhaka.

Whereas the petition above mentioned has been preferred by the
petitioner above named to this court against, Order bearing Memo
No.46.00.8800.017.27.003.2021-103 Dated 25.1.2021 issued under the signature
of Respondent No.2 suspending the petitioner temporarily from the post of
Chairman of Umarpur Union Parishad as per provision of Section 34(1) of the
Local Government (Union Parishad) Act, 2009 (Annexure "E").

In an application under Article 102 of the Constitution of the People's
Republic of Bangladesh rule was issued calling upon the respondents to how cause
as to why the impugned Memo No. 46.00.8800.017.27003.2021-103 datd
25.01.2021 issued by the respondent No. 2 suspending the petitioner (Annexure-E)
should not be declared to have been issued 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.