



01.06.15 01.06.15 01.08.15, 01.06.15, 01.6.15

IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION
(SPECIAL ORIGINAL JURISDICTION)
WRIT PETITION NO. 5025 OF 2015.

IN THE MATTER OF:

An application under Article 102(1) and(2)(a) of the Constitution of the People's Republic of Bangladesh.

AND

IN THE MATTER OF:

1. Bangladesh legal Aid and services Trust (BLAST), represented by its Legal Advisor, S. M. Rezaul Karim, YMCA Bhaban, 1/1 Pioneer Road, Shegun Bagicha, PS Ramna, Dhaka.
2. National Grassroots Disability Organization (NGDO), Plot No. B/01, Flat No. 01/04, Gate No. 8, Arambagh, Mirpur-7, Dhaka-1216, represented by its President, Abdul Hye, Dhaka
3. National Council of Disabled Women (NCDW) Plot No. B/01, Flat No. 01/04, Gate No. 8, Arambagh, Mirpur-7, dhaka-1216 [address], represented by its President, Ms. Nasima Akhter.

.....Petitioners.

-VERSUS-

1. Secretary, Ministry of Social Welfare, Government of Bangladesh, Bangladesh Secretariat, PS Ramna, Dhaka.
2. Secretary, Legislative and Parliamentary Affairs Division, Ministry of Law, Justice and Parliamentary Affairs, Government of Bangladesh, Bangladesh Secretariat, P.S. Ramna, Dhaka.
3. Director General, Department of Social Welfare, Agargaon, Sher-E-Bangla Nagar, Dhaka.
4. Managing Director, Jatio Protibandhi Unnoyon Foundation, House -A/2, Section 12, Mirpur, Dhaka-1206 Address.

.....Respondents.

AND

IN THE MATTER OF:

Articles 27, 28, 31, 36, 40, 42 of the Constitution and the Rights and Protection of Persons with Disabilities Act 2013 (Act No. XXXIX of 2013)



AND

IN THE MATTER OF:

Sections 1(2)(a), 1(2)(b), 16, 31, 36 and 41 of Rights and Protection of Persons with Disabilities Act 2013 (Act No. XXXIX of 2013).

AND

IN THE MATTER OF:

Inaction of respondents with respondent to publish a gazette notification activating Sections 31 and 36 after forming necessary committees as required under 17, 19, 21, 23 and 24 and framing of Rule under Section 41 of Rights and Protection of Persons with Disabilities Act 2013 (Act No. XXXIX of 2013).

Present:

Mr. Justice Moyeenul Islam Chowdhury

And

Mr. Justice Md. Ashraful Kamal.

The 18th day of May, 2015.

Mr. Khondoker Shahriar Shakir with
Mr. Md. Akmal Hossain, Advocates
.....For the petitioner.

Mr. Md. Motaher Hossain (Sazu), DAG with
Ms. Purabi Rani Sharma, AAG and
Mr. A.B.M. Mahbub, AAG

.....For the respondents

Let a Rule Nisi be issued calling upon the respondents to show cause as to why an order should be made directing the respondents to publish a gazette notification activating Sections 31 and 36 after forming necessary committees as required under Sections 17, 19, 21, 23 and 24 of প্রতিবন্ধী ব্যক্তির অধিকার ও সুরক্ষা আইন, ২০১৩ and why a further direction should not be made upon them to frame Rules under Section 41 of the said Ain, ²⁰¹³ and/or such other or further order or orders passed as to this Court may seem fit and proper.

The Rule is made returnable within 04(four) weeks from date.

The petitioner is directed to put in requisites for service of notices upon the respondents by registered post as well as through usual process within 3(three) working days, failing which, the Rule shall stand discharged.

**M.I. Chowdhury
Ashraful Kamal.**

Type by: Shahidullah. 01.6.15.

Read by

Exd: by:

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স্বাক্ষরিত কর্মকর্তা