

IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION
(SPECIAL ORIGINAL JURISDICTION)
WRIT PETITION No. 15693 OF 2012.

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:

Articles 11, 14, 15, 21, 27, 31 and 32 of the Constitution, Bangladesh Labour Code 2006, Fire Service Ordinance 1959.

AND

IN THE MATTER OF:

Ain of Salish Kendra (ASK), represented by its Executive Director, 7/17, Block- B, Lalmatia, Dhaka and others.....Petitioners.

-Versus-

Bangladesh, represented by the Secretary, Ministry of Industries, Bangladesh Secretarial, Dhaka and others.....Respondents.

AND

IN THE MATTER OF:

Failure of the respondents to ensure effective enforcement of applicable laws on workplace safety in particular regarding prevention of deaths and injuries of workers from fire in garments manufacturing factories amounting to breach of their statutory duties.

Present:

Mr. Justice Mirza Hussain Haider

And

Mr. Justice Muhammad Khurshid Alam Sarkar.

The 5th day of May, 2013.

Dr. Kamal Hossain with
Ms. Sara Hossain, with
Mr. M. Iqbal Kabir, advocates
.....for petitioner.

Mr. Al Amin Sarker DAG
.....for the respondents.

Let the affidavits filed by the respondents No. 1, 2, 3 and 4 pursuant to the Order dated 26.11.2012 be kept with the record for dealing with the same in accordance with law at the time of hearing of the Rule.

Since the Respondents No. 6 and 7 did not file any affidavit in compliance of the order dated 26.11.2012, we direct the said Respondents No. 6 and 7 to appear personally before this Court on 12.5.2013 and explain their position as to why they should not be dealt with in accordance with law for non submitting report as to compensation paid to the victims of the incident and the basis of calculation of such amount as directed by the order dated 26.11.2012.

Let this Rule appear in the list on 12.5.2013 for orders.

Let this order be communicated upon the Respondents No. 6 and 7 by special messenger at the cost of the petitioner immediately.

M.H. Haider
M.K.A. Sarkar.

Copy forwarded to:

6. Mr. Delwar Hossain, Managing Director, Tuba Group House-24 (2nd and 4th floor) Road No. 130 (Lake View) Gulshan.

7. Managing Director, Tazrin Fashion Limited, (a sister concern of Tuba Group) Nishchintapur, Narashigapur, Ashulia, Dhaka.

For information and necessary action.

By order.

Type: Shahidullah. 06.5.13.

Read by:

Ex by:

AT

Superintendent

Assistant Registrar.