

Indians are in Bangladesh prison - illegally detained for months - Need your immediate attention

Kirity Roy <kirityroy@gmail.com>

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To: NHRC Complaint <cr.nhrc@nic.in>

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To
The Chairman
National Human Rights Commission
Manav Adhikar Bhawan
Block – C, G.P.O. Complex, INA
New Delhi - 110023

14 April 2022

Subject: Request for immediate action for taking back five Indian citizens blocked in Bangladesh prison after completing their conviction period.

Respected Sir,

With great anguish I write this letter to you for taking your positive and urgent action in connection with taking back or repatriation of the below mentioned Indian citizens who are still in Bangladesh prison after expiration of their term of imprisonment.

(1) Md. Jalil Miya @ Somej; aged about 20 years; son of Nur Islam Sk; residing at Puran Kanai, Hat singimari, Mainkarchar, Dhubri, Assam, India – On 18.10.2020 he was arrested by Bangladesh Police under section 4 of the Bangladesh Control of Entry Act, 1952 vide GR case number 211/20. Judicial Magistrate 4th Court, Kurigram sentenced him 3 months conviction and fine Rs. 1000/- and 15 days more imprisonment for non-payment of the fine. His term of conviction expired on 03.01.2021

(2) Mr. Nurujaman; son of Mr. Churud Ali; residing at Kanaimara, Hat singimari, Dhubri, Assam, India - On 16.03.2021 he was arrested by Bangladesh Police under section 4 of the Bangladesh Control of Entry Act, 1952 vide GR case number 03/21. Judicial Magistrate 4th Court, Kurigram sentenced him 2 months and 15 days conviction and fine Rs. 1000/- and 10 days more imprisonment for non-payment of the fine. His term of conviction expired on 09.06.2021

(3) Md.Taiyab Ali; son of Md. Akbar Ali; residing at Dipchwar, Dakshin Salmara, Dhubri, Assam, India - On 02.04.2021 he was arrested by Bangladesh Police under section 4 of the Bangladesh Control of Entry Act, 1952 vide GR case number 46/21. Judicial Magistrate 4th Court, Kurigram sentenced him 10 months conviction and fine Rs. 1000/- and 10 days more imprisonment for non-payment of the fine. His term of conviction expired on 01.02.2022.

(4) Md. Saha Alam Sk @ Sahalam; aged about 20 years; son of Md. Manowar Hossain; residing at Kanaimara, Hat singimari, Mainkarchar, Dhubri, Assam, India - On 03.01.2021 he was arrested by Bangladesh Police under section 4 of the Bangladesh Control of Entry Act, 1952 vide GR case number 211/20. Judicial Magistrate 4th Court, Kurigram sentenced him 3 months conviction and fine Rs. 1000/- and 15 days more imprisonment for non-payment of the fine. His term of conviction expired on 18.10.2021

(5) Md. Jahangir Alam; aged about 19 years; son of Md. Akherjaman @ Amirul; residing at Kanaimara, Mainkarchak, Dhubri, Assam, India - On 18.10.2020 he was arrested by Bangladesh Police under section 4 of the Bangladesh Control of Entry Act, 1952 vide GR case number 211/20. Judicial Magistrate 4th Court, Kurigram sentenced him 3 months conviction and fine Rs. 1000/- and 15 days more imprisonment for non-payment of the fine. His term of conviction expired on 19.01.2021.

These above mentioned five Indians have been stuck in Bangladesh prison after expiration of their term of conviction and till date they are not released. That means more than 2 to 15 months have been passed in connection with the concerned cases, still they are in prison like 'Jaan Khalas'. Their term of the conviction was ended but they were not released and repatriated to their homeland in India.

Sir, this illegal detention of these above mentioned five victims in Bangladesh jail after completing their conviction period is an attack upon their life and liberty. We are guessing that those five victims might be in degrading human condition in jail as they are illegally detained in Bangladesh jail as 'Jaan Khalash'.

It is normal that sometime would be needed to complete formalities of the release of the prisoners but it would have been proper for the jail authority and also the respective government departments to take appropriate steps for the release of the prisoners in question at the earliest possible time but here the case of those five victims indicate that the authorities concerned are not at all sympathetic towards timely disposal of the repatriation and bring back them to their home land resulting in irreparable loss and injury to the victim's life and liberty.

Therefore it is apparent that these unfortunate victims are facing an indefinite stay in jail since the matter of their repatriation was not taken up by the Government of India and Government of Bangladesh till date.

We strongly condemn such illegal detention of those victims in Bangladesh jail even after completion of their sentence period. It is expected that those five victims might be in degrading human condition in jail as they are illegally detained. Therefore, it is my fervent request to your good authority kindly take urgent steps in this regard and repatriates these victims to their homeland and save their right to life and liberty in this situation.

At last I want to mention the details of another victim whose term of imprisonment is not completed till time.

(1) Md. Harech Ali Babu; son of Md. Ali Jamal Sk; residing at Nilkhira Patua, Sukhchar, Dhubri, Assam, India - On 18.10.2021 he was arrested by Bangladesh Police under section 4 of the Bangladesh Control of Entry Act, 1952 vide GR case number 274/21. Court sentenced him 1 year conviction and fine Rs. 2000/- and 15 days more imprisonment for non-payment of the fine. His term of conviction will be expired on 17.10.2022.

I also appeal to your authority please take steps that this victim will be repatriated to his own country without further any delay after expiration of his term of conviction.

Thanking you,
Yours truly

Kirity Roy
Secretary, MASUM
&
National Convener, PACTI