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By Staff Correspondent

Twenty-three years, two months and three weeks after the

fateful early hours of August 15, 1975, the historic

judgement came yesterday. The Verdict: Guilty for 15,

acquittal for four. The Sentence: Death, by firing squad in

At the dock yesterday were three of the 15: Lt Col (retd) Syed Faruqur Rahman, Lt Col

The rest 12, who remained fugitive during the trial but were awarded similar punish-

ment in absentia, are: Lt Col (retd) Khandokar Abdur Rashid, Major (retd) Bazlul Huda, Lt

Col (retd) Shariful Huq Dalim, Major (retd) Sharful Hossain, Lt Col (retd) AM Rashed

Chowdhury, Lt Col (retd) Mahiuddin Ahmed (Lancer), Lt Col (retd) SHMB Noor Chowdhury

11) Lt Col (retd) Abdul Aziz Pasha 12) Captain (retd) Mohammad Kismet Hashem 13)

Captain (retd) Najmul Hossain Ansar 14) Captain (retd) Abdul Majed 15) Risalder (retd)

Haq Dalim, Major (retd) Bazlul Huda, Major (retd) Noor, Major Mohiuddin (lancer),

Major (retd) Rashed Chowdhury, Major (retd) Ahmed Sharful Haas, Captain (retd) Abdul

Lt Col (retd) Khandokar Abdur Rashid, Lt Col (retd) Aziz Pasha, Major (retd) Shariful

The District and Sessions Judge, Dhaka, Kazi Golam Rasul, gave the benefit of the

The lone civilian accused in the case, Taheruddin Thakur, a former state minister for

information, was acquitted. Three others acquitted -- Abul Hashem Mridha, Marfat Ali

Two of the acquitted, Abul Hashem Mridha and Marfat Ali Shah are also absconding.

See Page 12 Col 4

(retd) Sultan Shahrier Rashid Khan, Lt Col (retd) Mahiuddin Ahmed.

Majed, Lt (retd) Nazmul Ansar, Risaldar (retd) Moslemuddin.

Shah and Abdul Wahab Joarder -- are former army personnel.

And quiet they were

By Special Correspondent

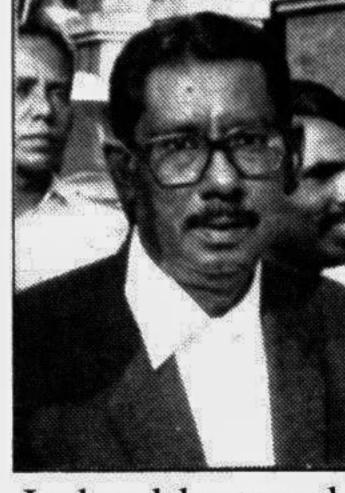
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**DHAKA MONDAY NOVEMBER 9, 1998** 

15 to die for killing

Bangabandhu

**RAJAB 18, 1419 HIJRI** 



### of army on Aug 15, 1975

By Staff Correspondent The judge of the Banga-bandhu Murder Case in his verdict yesterday bitterly criticised the role of the Bangladesh

Senior officers of Bangladesh Army, particularly those posted in Dhaka (at that time) did not perform their due role. Even they did not try to discharge their responsibility after having sufficient time. Kazi Golam Rasul observed in

that even after receiving telephonic instructions from Bangabandhu they did not take

that only a handful of junior officers/members of two regiments were involved in this

"It is not understandable why the Armed Forces did not make any effort to control/disarm these few army of-

as a permanent black spot for our Armed Forces in the annals of our national history," the judge observed.

Judge Kazi Gulam Rasul may have gone beyond the scope of provisions of law in the judgement of Bangabandhu Murder Case by ordering execution of the death penalty by firing squad, according to legal ex-

an alternative - hanging -- the conventional procedure for execution. if there were any problems for the authorities.

The sentence has raised questions among the legal experts who contend that the court should make its order absolute and not give any alternative way of executing it.

The Section 368(1) of the Code of Criminal Procedure (CrPC) says: "When any person is sentenced to death, the sentence shall direct that he be hanged by the neck till he is

Talking to The Daily Star, Chief Prosecution Lawyer Serajul Haq said that the judge had gone beyond the provisions of the Penal Code and the CrPC by ordering execution of the death

sentence by firing squad.
"The judge could have said that they should have been executed by the firing squad because of the nature of their See Page 12 Col 2

#### Announcement

See Page 10 for extracts of the Verdict, Issues of Trial and the Chronology of events

#### leading to the judgement Inside Today

### Article

**Nation States Sharing Power** with Non-state **Entities** 

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public.

Moslemuddin alias Moslehuddin.

doubt to the four acquitted.

Betraying no sign of re-

morse, the four accused in the

Bangabandhu murder case sat-

quietly as they were pronounced

guilty and sentenced to be

executed by a firing squad for

killing a President and the

members of his family 23 years

nation's history that leaders of

a putsch were tried in a civilian

court. The normal process of

criminal law was applied to try

the killers of Bangabandhu

Sheikh Mujibur Rahman who

was murdered in his home on

tury-old British era two-storey

red-brick building at Sheikh

Nazimuddin Road, adjacent to

the entrance of the Dhaka Cen-

tral jail, drew a packed audience

of lawyers sporting black coats.

plainclothesmen who occupied

A virtually impregnable se-

The trial, housed at the cen-

Aug 15, 1975.

This was the first time in the

# Judge blasts role

Armed Forces on August 15,

his judgement.

"It is a matter of great regret any steps for his protection.
"Evidences, clearly proved

killing."

ficers/members. This incident will remain

### Firing squad: Legal experts differ

By Aminul Islam and Md. Asaduzzaman

However, the judge spoke of

most of the chairs, journalists and two diplomats. curity blanket covered the

Dhaka central jail and the adjacent guards room with their armoury, which was served into At least 2,000 police, plain-

clothesmen and troops of the Bangladesh Rifles provided the security cover. Even jittery officials forced journalists to leave behind their mobile phones, an essential tool now-a-days. But it created some prob-

a special court to try the August

lems. Where to leave behind the phones? The police refused to keep them in their custody. But mobile phones rang repeatedly during the 75-minute

judgement read out by Judge Kazi Golam Rasul. Certain public prosecutors and influential people were allowed to retain the privilege of carrying the The roads leading to the

court room, down the Chandkhar Pool and Chawkbazar, Begumbazar and Bangshal were off-limits to all vehicles. Only pedestrians were al

lowed to move. But not hang around the perimetre of the

Police repeatedly pushed away the crowd, keeping them See Page 12 Col 1

### 48-hr hartal called by BNP, allies starts today

By Staff Correspondent

A 48-hour hartal across the country, called by BNP and its allies, begins from six third morning.

This is the longest ever general strike since the government of Prime Minister Sheikh Hasina assumed power 28 months back

Leader of the Opposition in the Jatiya Sangsad and BNP chairperson Begum Khaleda Zia earlier on Saturday gave the call for hartal to protest 'attempt on her life' during a party rally in the city's Paltan Maidan the same day.

The public meeting organised to observe 'National Revolution and Solidarity Day' on November 7, however, ended in a fiasco following clashes between rival party activists and members of law enforcing See Page 12 Col 3

## Verdict proves people never accept injustice: Hasina

Prime Minister Sheikh Hasina yesterday said trial of

the killers of Bangabandhu proved that people of Bangladesh never accepted any injustice and that the country's judiciary could function inde-

Giving her reaction to the verdict in the Bangabandhu Murder Case, the eldest daughter of the slain leader said, "The day this verdict is executed. people of Bangladesh would be

free of all curses". She literally burst into tears while talking with a group of newsmen at the Bangabandhu Bhavan, residence of the slain leader, where he along with his family members were killed 23 years ago. She reached there at

4:12 pm. "The trial was done as per law and killers of all murders should be brought to book", she told waiting newsmen.

By Staff Correspondent

"Peace never comes in country, where injustice is done", said Hasina, one of the two surviving family members of Bangabandhu Sheikh Mujibur Rahman. The other surviving family member is her younger sister Sheikh Rehana.

In an emotion choked voice, Sheikh Hasina expressed her gratitude to the people as well as eaders and workers of her party, who, she said, protested injustice and even sacrificed their lives in the past to establish justice in the society.

As she recollected the memory of her ten-year-old innocent brother Sheikh Russel. tears kept rolling down her eyes till some of her relatives comforted and consoled her.

"Only he who has lost dear ones like me will be able to understand my pangs and agony", she said.

Later, as senior party lead-

BNP and Jamaat-e-Islami

refrained from making any

statements on the verdict yes-

terday and did not take to the

streets in the city yesterday ap-

parently to avoid confrontation

with the ruling Awami League

which celebrated the verdict in

sions in the city welcoming the

judgment pronounced yester-

issue," said Ashraf Hossain

acting secretary general of BNP. when asked to comment on the

reach you if our party decides to

react to the verdict," Hossain

told a group of reporters at the

party's Naya Paltan central of-

reached the newspaper offices

But no such statement

A vice-chairman of BNP and

former information minister Nazmul Huda told the BBC that

trial must take place for any

killing. "But neutrality and

propriety of this trial can be

questioned as it had taken place

judgment.

fice in the evening.

till late last night.

after so many years".

The AL brought out proces-

"(I have) no comment on the

press statement will

the Bangabandhu Murder Case.

at the portrait of Bangabandhu in front of the historic house at Road No. 32. Sheikh Hasina offered special prayers inside, said one of her aides. UNB adds: Hasina said,

ers and ministers laid wreaths

military secretary Colonel Jamil.

"Truth and justice have triumphed at last...the killers were tried under the existing laws of the land. They committed a heinous crime. The Prime Minister was at

her Ganobhaban residence until the pronouncement of the verdict. After hearing the judgement, she went to the Bangabandhu Bhavan to show respect to her slain family members and express gratitude to the people.

Thousands of people including Awami League leaders and workers assembled outside the Bangabandhu Bhavan after the

judgement was delivered. See Page 12 Col 2

BNP, Jamaat mum

By Staff Correspondent

He however added, "nothing

Jamaat-e-Islami secretary

can be said about propriety of

the trial until completion of

other legal courses in the case."

general Matiur Rahman Nizami

also told BBC that he did not

find it proper to comment on a

court judgment. He, however,

added all the accused in the case

participated in the War of Lib-

eration. "It's an internal matter

of the pro-Liberation forces," he

to hold demonstrations across

the country on the day, it did

not go for any public gathering

or procession in the capital as

part of the nationwide pro-

chairperson Khaleda Zia an-

nounced a series of pro-

grammes, including yesterday's

demonstration, to protest what

she said an attempt on her life

at a public meeting in the city

night said processions were

brought out at "different wards"

of the Dhaka City Corporation

on the day to drum up support

See Page 12 Col 8

But a BNP press release last

Earlier on Saturday, party

Although BNP was scheduled

commented.

on November 7.

### Four sent to condemned cell

-Star file photo

Bangabandhu Sheikh Mujibur Rahman (left) and his slain

family members, from left, (top) Begum Fazilatunnesa,

Sheikh Russel, Sheikh Kamal, Sultana Kamal, Sheikh

Jamal, (above) Parvin Jamal Rosy, Sheikh Nasser and his

By Staff Correspondent Four of the 15 persons who were given capital punishment in the Bangabandhu Murder Case were sent to the condemned cell of the Dhaka Central Jail yesterday, home ministry officials said.

Three of them were arrested earlier and were at the dock when the judgement was pronounced. They are Lt Col (dismissed) Syed Faruk Rahman, Lt Col (relieved) Sultan Sahrier Rashid and Lt Col Mahiuddin Ahmed ( former director of BNCC). They were sent to the condemned cell after they were brought back from the See Page 12 Col 7

'An instance

## of fairness'

Chief Public Prosecutor in the Bangabandhu Murder Case Advocate Serajul Haq termed the much expected verdict as an instance of fair judgement.

"To ensure rule of law in the society, good judgement is a must. This is the first step towards achieving that aim," he

told UNB. The whole nation was awaiting the judgement of the Bangabandhu murder, he said adding that a fair judgement was necessary to correct the society.

"I tried to perform my responsibility in the case that I owe to the nation for long time.' Serajul Haq, a boyhood friend

of Sheikh Mujib, said in an emotion-choked voice. The defence lawyers, during

See Page 12 Col 7

#### I expect reverse verdict from higher court: Defence lawyer

Main defence lawyer Khan Saifur Rahman has said he expects a reverse verdict from higher court in the Bangabandhu murder case.

"I expect a verdict from the High Court which will go vice versa," Saifur told UNB yester-

He said he would move for his client to the High Court

 According to legal procedure, appeal will have to be moved

within 7 days of the verdict.

#### Farashuddin appointed new BB governor

Star Report

The government on Thursday approved the appointment of Dr Farashuddin as the next governor of Bangladesh Bank. official sources said yesterday. Prime Minister Sheikh

Hasina is learnt to have okayed the appointment. Present governor Lutfur Rahman Sarkar's term expires

on Wednesday. Farashuddin, a former civil servant, had served as private secretary to Bangabandhu

Sheikh Mujibur Rahman. Earlier, the names of MR Khan, MD Sonali Bank, Ibrahim Khalid, Deputy Gover-nor of BB and ERD Secretary Dr Mashiur Rahman were pro-

See Page 12 Col 7

#### Sultan Shahrier Rashid Khan, Mohiuddin (left), and Abdul Wahab Joarder (acquitted) and Syed Farooqur Rahman Star photo being escorted to the court yesterday. For long, they waited for this day Victims of

#### two and a half years old son A minister of Bangabandhu Sukanta Babu was killed on cabinet, Abdur Rab Sherniabat August 15, 1975, Sunday said and his grandson Sukanta Babu

she was looking for this day for long 23 years, reports UNB. am happy, I am really happy ... I got the verdict for which I have been cherishing for long 23 years," said the Rafiqul Islam, elder brother daughter-in-law of Abdur Rab

Shahanara Abdullah whose

Sherniabat. Shahanara, wife of Chief Whip Abul Hasnat Abdullah. along with some relatives came to the court to hear the historic verdict of Bangabandhu Murder

Beauty Sherniabat, daughter

killers will have to face capital punishment "I am alive only to witness the execution of the verdict." said Beauty who was severely

of slain Abdur Rab Sherniabat,

said. "I am delighted that the

injured with 10 bullets on 15

were killed on 15 August. Sultana's brother

had expected a tougher punishment to the accused of the Bangabandhu murder case. Giving his reaction to UNB. Rafiq said, "I would like to see that the killers are beaten to

death by shoes rather than by

hanging or shooting."

of Sultana Kamal, said that he

Sultana Kamal, wife of Sheikh Kamal, the eldest son of Bangabandhu Sheikh Mujib, was among those killed on August 15.

#### Col Jamil's wife, daughter Colonel Jamil's daughter

Tehmina Enayet Tanu has said Almighty Allah finally done justice to the killers of Bangabandhu and her father. "I feel, my father's soul finds

peace today." Tanu said in her reaction to the court's verdict in the Bangabandhu Murder Case. Colonel Jamil Ahmed, the Military Secretary to Bangabandhu, was shot dead by the killers near the Sobhanbag Masjid in the morning of August 15 while he was on way to

"So long, my mother and sisters were living with pain ... Today, we feel peace in our minds that the killers of Banga-See Page 12 Col 7

the Dhanmondi residence of

Bangabandhu responding to his

## Aug 15 mayhem

The family members who were killed along with Bangadu's residence).

killed same night are: Abdur Rab Serniabat, Sheikh Fazlul Haq Moni, Begum Arzu Moni, Baby Serniabat, Sukanta Abdullah, Shahid Serniabat, and Abdul Nayeem Khan Rintu.

bandhu Sheikh Mujibur Rahman at his Dhanmondi residence on the fateful night of August 15, 1975 are: Begum Fazilatunnesa Mujib, Sheikh Kamal, Sheikh Jamal, Sheikh Russel, Sultana Kamal, Parvin Jamal Rosy, Sheikh Abu Naser and Col Jamiluddin Ahmed (Military Secretary to the President killed in front of Sobhanbagh Mosque near Bangaban-Besides, others who were

#### Bazlul Huda brought back from Thailand Only two hours after the historic verdict in the Banga-

bandhu murder case yesterday. one of the convicts, Bazlul Huda, was brought back to the country from Thailand, reports

Confirming his extradition, police sources said the special flight carrying Huda landed at 4:30 pm at Tejgaon airport because of security reasons. Huda is one of the 15 former

army officers who were condemned to death by the Dhaka District and Sessions Judge's Court for killing the founding father of the nation Bangabandhu Sheikh Mujibur Rahman on August 15, 1975. A two-member CID team

See Page 12 Col 8

