

**International Crimes (Tribunal)-1**  
**ICT- BD Case No.07 of 2017.**  
**The Chief Prosecutor -Vs-Muhammad Shahidullah.**

**Order No.06**

**Dated: 25.02.2018.**

Today is fixed for rendering order charge framing matter.

The sole accused Muhammad Shahidullah who is on bail has been brought today before the Tribunal by stretcher.

Mr. S.M. Shahjahan the learned defence counsel submitted that the accused not only has been suffering from severe physical ailment, he is now mentally impaired as well and incapable of making his defence, if charge is framed.

Mr. Golam Arief Tipoo, The learned Chief Prosecutor submitted that the accused must understand what charge he is going to face, if charge is framed. But the accused Muhammad Shahidullah is now mentally impaired as agitated by the learned defence counsel and thus proceeding should not go on before ascertaining his mental soundness.

In view of submission as made above on part of both sides, we unanimously decide to defer the matter with direction to the **Civil Surgeon, Dhaka** to examine the accused Muhammad Shahidullah to ascertain his mental soundness, by forming a competent Medical Board in accordance with law.

The Civil Surgeon, Dhaka is asked to contact Ashraf Faruqe (Mobile-01712957867) son of accused Muhammad Shahidullah staying at House No.20, Road No.07, Sheikher Tek, Mohammadpur, Dhaka for taking necessary measure in respect of holding necessary medical examination specifying date , time and place. The Civil Surgeon, Dhaka is asked to submit the report in this regard by 29.03.2018 before this Tribunal.

Ashraf Faruqe son of Mohamed Shahidullah is directed to secure production of his father Muhammad Shahidullah [on bail] before the Medical Board on the date, time and place to be assigned by the Civil Surgeon, Dhaka.

Let a copy of this order be transmitted to **(1) Civil Surgeon, Dhaka and (2) Ashraf Faruqe (Mobile-01712957867)** son of accused Muhammad Shahidullah staying at House No.20, Road No.07, Sheikher Tek, Mohammadpur, Dhaka for information and due compliance.

Registrar of the Tribunal shall do the needful as ordered above.

Further order will be passed on the next date fixed, on getting medical report as asked above.

**(Justice Md. Shahinur Islam, Chairman)**

**(Justice Amir Hossain, Member)**

**(Judge Md. Abu Ahmed Jamadar, Member)**