



Ööki AwaKvi gvbewakvi Öö

wePvi cwiZ tgvT AvI j v` Avj x
cÖ³b wePvi cwiZ

Justice Md. Awlad Ali

gvbvwakvi mgfÜ wKQzWj LtZ ej tZ tMtj cÖtgB GKRb gvbl tm cj“lB tnvK ev bviXB tnvK RqMz tm AwaKvi wqy RqMhb Kti Zvi K_v`k`gvb| ZvB wki t`i AwaKvi gvbewakvi „i“Zcb“i K Ges cwi_extZ mKj ivóB wki t`i AwaKvi i“lvi Rb“ RwiZ mstNi mvavib mfvq tNvlbv, cÖve, **Convention** Abynib Kwi qv AvBb l cÖqB Kiv DvPZ| gvbe RwiZ mwóKZ“ mefkö mwó| wevföe etYf, AvKwZ Ges atgP gvbl GB cwi_extZ AvtQ Ges cwi_exi tKvb bv tKvb Astk emevm Kti | mwóKZ“gvbl i gta“ agRq wekfm, tMvI ev eb“Abhvqx tKvb tkbx wefvM Kti wbl | ZvB wki iv thLvfbB RqMhb Ki“K bv tKb Zvt`i AwaKvi mgvb| Ges tmB AwaKvti i Rb“ ivóq e`e`vi Rb KvhRix c`tq c tblqv nBqv tQ| Ges wK AvBb cÖqB Kiv nBqv tQ Ges tKvb AvBb cÖxZ ntq _vKtj Zv mteZfvte KvhRix Kwi evi tKvb c`tq c tblqv nBqv tQ wKbv Zvnn fvweqv t`Lv ivó“ l mKj bvmwi tKiB KZ“ | Zvnn bv nBtj wki iv Zvnt`i AwaKvi Z` gvbewakvi nBtZ ewAZ nBte Ges AwaKvi ewAZ wki t`i Öviv my` i cwi_ex Mov tgvTUB mæe nBte bv |

wki t`i Rqsi cti Zvt`i AwaKvi Lv“, cjo, evm`vb, wKqV, myPwKrmv Ges wetbv`tbi e`e`v Ggb fvte Kwi tZ nBte thb Zvnniv mwieR Ges gvbwK fvte my`t`i AwaKvi x nBqv Mwóqv DwTz cvti | Ges Zvnniv thb tKvb fvteB ewAZ gvbewakvi i ga“ _vwKqv wec`Mvgx bv nq| GKwU wki gvZMtf“ _vKvKvj xb cwi_ex mæutK“avi bv _vKk bv tKb, Rqsi cieZ“Z hw` tm t`wL tZ cvq tm ew`t Ggb GK Nti tm RqMhb Kwi qvtQ, th Zvnni Mvtq eyoi cwiB cwi tZ tQ Ges kxZ wbevi b Kwi evi tKvb Kivo bvB, Zvnn nBtj H wki `fveZB gvbwK Ges gb`wšK fvte wet`tnx nBqv DwTz cvti etfwevxi mstM mstM cwii cwK“ Ae`vi mstM hLb cwi wPwZ Ntu ZLb tm wki hw` t`wL tZ cvq th, Zvi mgequm wki iv weivU AAwj Kvq emevm Kti Ges `vgx tcvl vK cwi qv `g G hvq, tLj vaj v Kti ZLb H wki ev wki t`i gtb cÖæRwM tZ cvti th Zvnt`i GBi“c Ae`v tKb? Zvnniv wK Amig“ l Ae`e`v nBtZ cwi tVtYi Avkvq Ab` tKvb c_ ewOqv j Bte ? RwiZmstNi mvavib mfvq 1959 mvTj i, 28 btfa tNvl Z cÖve Abhvqx wki iv RwiZ, eY“ ag“ wj ½ wbefk t 1924 mtbi tRtbfv tNvlbv (**Declaration**) Abhvqx mg`-i Ktgi gvbewakvi AR“ Kwi te Ges tfvM Kwi te Ges wki iv ivóq Ges mvgwRK fvte mJx`kke DctfvM Kwi te| wki t`i AwaKvi, ivó, mi Kvi, temi Kvix ms`v, tm“Qv tmeK ms`v, `vbqx KZ““ t`KwZ w` te| Dctiv³ tNvlbv Abhvqx wki iv hvntZ kwi wK Ges gvbwK fvte my`t`i AwaKvi x nBqv mgvTR `vfweK Rxeb hvcb Kwi qv mjbvMwi K wmvte Mwóqv DwTz cvti tmB j tq“ AvBb cÖqB Kiv DwPZ Ges H AvBb h_vh_ fvte KvhRi Kiv nBtZ tQ wKbv tmB wltq mKj mi Kvix Ges temi Kvix cÖZövtbi bRi ivLv GKvš-Acwivnh“ **Universal Declaration Of Human Rights** Gi Dci wfvE KtiB RwiZ msN wki t`i AwaKvi mæfÜ tNvlbv w`tq wQj Ges tmB Abhvqx wki iv `kke wetkl hZæGes mrvh` cvBevi AwaKvi x| 1924 mvTj i tRtbfv tNvlbv Ges 20 btfa, 1959 mvTj wki AwaKvi mspvš-mvavib cwi t t`i tNvlbv gtb ti tLB mvavib cwil` 20 btfa, 1989 mvTj **Convention on the Rights of the Child 1989 (Adopt)** Mhb Kti wQj | evsvt`k H Kbtfbk tbi **Secretary and H Convention Ratify** Kwi qmQj | D³ **Convention** Abhvqx AvšRwZK fvte wki t`i thme AwaKvi `KZx cvBqv tQ tmB j tq“ AvBb cÖqB Kwi qv wki t`i AwaKvi cÖZöV Kiv cÖqvRb| wki iv th mgvTR Ges th ivóB RqMhb Ki“K bv tKb tmB LvfbB Zvnt`i bvg l RvZiqZv AR“bi AwaKvi x nBte Ges mg`-mvgwRK wbi vcEv tfvM Kwi evi AwaKvi x nBte Ges tmB mstM Lv`cjo, Dch“ evm`vb, tLj vaj v l wPewetbv`tbi e`e`v Ges `t` tmev cvBevi AwaKvi x nBte | hvntZ wki iv thLvfb RqMhb Kti tmLvBkvi mjbvMwi K nBqv Mwóqv DwTz cvti | th mg`-wki kwi wK l gvbwK fvte cÖZe`x Zvnt`i cÖZ wetkl hZæxj nlqv cÖqvRb Ges Zvnt`i thi“c

ukvq kvq Kiv hvq Zvi e'e-iv ivotq Df'vM tbl qv `iKvi | tKvb wki Zvni ucZv gvZv ev AwffveK Ovovl mgvRi Ab'vb' m'm' i KvQ t_tK fvj evmv ev hZæcvq tmw' tK wetkl fvte tLqvj i wLtz nBte | Zvni v thb wbtR' i tK tKvbfvteB Aetnwi Z gtb bv Kwi | fvj evmv Ges htZæ Afvte wki'iv wec_Mvgx nBtz cvti hvnv Avgv' i mgvR Anin NwJtZtQ | ucZvgvZv ev AwffvetKi **Convention on the Rights of the Child 1989 Adopted by the General Assembly by Resolution of 20th November 1989** Abjvqx cOZ'K ivoa Zvnt' i wBR Awat'it' cOZ'K wki' i ucZv gvZv ev AwffvetKi ag^o eY^o Rvuz, fvlv ev ivR'wZK gvZ' tK' K_v wetepbv bv Kwi qv mev'zb g'ztj i Rb' hvnv Kiv `iKvi Zvni e'e-iv Mhb Kwi tZ nBte | ivotq `wq'z; wki' i cO'ugK wkv'v, "v", evm'vb Ges Zvnt' i wetbv' b Gi e'e-iv Aek' B Kwi tZ nBte hvntZ Zvni v my' mej l wbtgv' wpt'ei gvbl wntmte Mwoqv DwWtZ cvti | wki' i cOZ Ggb AvPib Kiv DvPr bq hvnv Zvnt' i gvbwmK weKvtk cOZe xKZv mjo Kwi tZ cvti | wki' i cOZ `elg' gj K AvPib Zvnt' i gvbwmK weKvtk vlvZ mvabB Kti bv eis Zvnt' i wec_Mvgx l Kwi tZ cvti | ZvB ivotq `wq'z; Zvni v wvovZ Kwi tZ nBte | wki' i B'Qvi wei' t' x ucZvgvZvi wBKU nBtz wew'QvæKwi qv tbl qv wki' i Awakv' i cwi csk |

wki' kty eU Kwi evi Rb' Dch³ AvBb c'vqb Kiv Ges D³ AvBb h_vh_ fvte Kvhr' i Kiv ivot' `wq'z; | **Child Traffiking and Sexual Abuse of the Child** Gi cavb Kvi b wntmte kbv³ Kwi tZ tM'j t' Lv hvq th `wi `B gj Kvi b | ZvB mgvRi A_wvZK `elg' ` i Kwi evi Rb' AvBb Ges t' tki msweavb Abjvqx e'e-iv MhY Kwi qv `el'g' i gv'lv KgvBqv `wv' `a wetgvPb bv Kiv nBtj, **Trafficking of the Child and Sexual Abuse** eU Kiv mæe bq | G `wq'z; | ivoa Ges mi Kv' i Dci eZ'q | Zte mi Kvi tK mKj tK'Yx tckvi gvbl mnt'hwMvZv cO'vb Kwi tZ nBte | AvBb Kwi qv Ges AvBtb kw' t' weavb Kwi qv wki' i GB mgm'vi mgvavb tgvwUB mæe bq, Bnv BtZvgta' B cO'wvZ nBqv'Q ewj qv awi qv j l qv hvq | RvuzmstNi mvavb cwi t' i tNvl bv Ges Dctiv³ **Convention** Abjvqx, **The Children Act, 1974** Gi mstkvab, cwi eZ'v, mst'hwRb Kwi qv wki' i Awakvi wvovZ Kiv Zvni v tKvb Aciva Kwi qv wv'Ktj Zvni v wfb'vte **Treat** Kiv Ges tKvb `u' Zi Aciva bv Kwi qv wv'Ktj kw' -bv w' qv mstkvat'bi Rb' e'e-iv Kwi qv cwi Kwi Z fvte Zvni v KtM mpvMwi K wnmvte Mwoqv Zvj evi m'f'vM Kwi qv t' l qvi weavb Kwi tZ nBte | tKvb `u' Zi Aciva Kwi t' l Acivai wki' w' M' tK Ab'vb' Acivaxi mst' tR' t'j c'v' qv ivLv tgv'UB mgv'Pb b' t' | tmt'v' t' D³ wki' Acivax' i wetkl `v' t' b ivLv e'e-iv Kwi t' Zvnt' i mstkvat'bi Rb' **Motivation** Kwi qv wv' v' mg' t' q' g' t' g' Kwi qv mgvRi gj avivq wdivBqv AvbtZ nBte Ges Zvni v M' tK Dch³ wkv'vq kvq'vZ Kwi qv Kgf'v' t' b' gva' t' g' cO'ZvovZ Kivi j t' v' e'e-iv Mhb Kwi tZ nBte | **Declaration on the Protection of Children in Emergency and armed Conflict, 1974 proclaimed by General Assembly Resolution of 14th December, 1974** Abjvqx Ri' ix Ae' v Ges mm' ; msN' t' wki' i, temvgwi K RbZvi Ask ewj qv Zvnt' i i v' i Rb' wetkl e'e-iv Mhb Kwi tZ nBte | Dctiv³ tNvl bv Ges c'v' ve Abjvqx wki' i Dci Av'ugY, tevgv el' v' wv' v' x Ges Av' RvuzK fvte m' m' ivoa' wj i H wv' qg Ab'v' b Kwi tZ nBte | ivoa' wj i tmbv Awf'v' t' b' mgq Ggb mgiv' ; e' envi Kwi te bv | hvnv v' v' v' wki' i v' v' nBtz cvti Ges tmbv Awf'v' t' b' mgq wki' i v' v' Kiv **General Protocol 1952** Ges 1949 m' t' j i **Geneva Convention** Gi m' v' v' c'w' i c' s' k Ges Av' RvuzK fvte wv' b' v' q' | m' m' ivoa' v' v' i me' t' Z' s' k t' p' v' nBte t' h' b' h' t' x' i mgq ev tmbv evm' b' x' i Ztci Zvi mgq wki' i wei' t' x' t' Kvb c' k' v' i kw' -g' j K e'e-iv bv tbl qv nq Ges Zvnt' i cOZ tKvbi' c' w' v' j AvPib bv Kiv nq | mk' ; ` t' i mgq wki' i ew' Kiv ev ewo Ni nBtz eunt' vi Kiv ev Zv Zv' i cOZ `u' j t' Qov t' d' s' R' v' i x Aciva |

Avgv' i t' t' ki wki' iv ivotq l mgv'wRK fvte Aetnwi Z | wki' i my' Ges mpvMwi K wnmvte Mwoqv Zj tZ ivot' KY' v' i Ges mgvRi cOZ' c' w' E' kvj x, we' E' kvj x, mi Kvix l temi Kvix ms' v' t' KnB gtb' v' t' h' v' M' x' bb | dj k' v' i Z' t' Z' wki' i Awakvi cOZ' v' i e' v' cv' t' i ept AvKv' t' i tKvb Df' v' M' t' b' l' qv nq bvB | Zvnt' i Awakvi cOZ' v' i Rb' thgb ivotq fvte cwi K' i' v' ` i Kvi tZgvb mgv'wRK Ztci Zvi Acwi nv' h' v' Rvuzi ucZv e' v' e' U' z' t' k' L' gv' Rej' i' ngvb etj' t' Qb - o' t' m' v' v' i' evs' j' v' Mwo' t' Z' nBtj' t' m' v' v' i' gvbl' P' v' B' 0 | Av' i' t' m' B' t' m' v' v' i' gvbl' Mwo' t' Z' nBtj' wki' i Awakvi cOZ' v' i Kwi qvB teej' gv' l' Zvni v mæe | Av' R' t' Ki' mgvR' b' v' b' v' Kvi' t' Y' et' qv' R' o' i' v' Awakv' sk' t' v' t' t' B' ab- m' v' u' v' E' i' wj' a' v' , t' f' v' M' vej' v' t' m' i' t' gv' t' n' g' E' l' wki' i t' j' Lv' cov, wetbv' b' t' d' j' i' w' v' v' t' b' i' K_v' Dv' W' t' j' B' Zvi' D' E' i' Av' i' m' t' e' Avgv' i' g' Z' Mixe' t' t' k' Bnv' mæe' b' t' n' | w' k' s' Avgv' i' G' K' t' k' b' x' i' t' j' v' t' Ki' R' x' e' b' h' v' c' t' b' i' g' v' b' , evox' N' t' i' i' Av' q' Z' b' , W' s' B' s' i' t' g' i' w' e' k' v' j' Z' v' , ` v' g' x' Av' m' e' v' e' c' , ` v' g' x' M' v' o' x' G' B' m' K' j' t' ` w' l' t' j' Bnv' g' t' b' nq' bv' th' G' B' t' t' k' i' gvbl' G' Z' U' v' B' Mixe' | w' e' j' v' m' e' m' b' Kwi' qv' A' t' ` P' Ac' P' t' q' i' t' k' l' b' v' B' | w' k' s' w' k' i' t' i' Awakvi cOZ' v' i' t' v' t' t' Ges' Zvni v' K' t' M' mpv' M' w' i' K' wnmvte' Mwoqv' Zvj' evi' t' v' t' t' G' Z' K' c' b' Z' v' t' K' b' ? h' w' Zvnt' i' Awakvi cOZ' v' i' Kwi' qv' t' j' Lv- covi' m' f' h' v' M' , t' L' j' v' a' j' v' , wetbv' b' , t' c' v' k' v' K' cwi' "Q" Gi' e'e-iv' Kwi' qv' mpv' M' w' i' K' wnmvte' Mwoqv' Zvj' evi' cwi' t' e' k' m' j' o'

Kwi tZ Avgiv e' _nB, Zvrv nBtj Zvrvf`i (wki t`i) ga` nBtZB wQbZvBKvix, c tKUgvi, tPvi -WvKvZ, fivmUqv Lpx, mšymx, Pv`vevR, R½x nBte Ges Zrvvi Rb` GB mgvR Ges ivóiq e`f`vB `vqx _wKte| wki t`i g½tj i Rb` Ges Zvrvf`i Lpx, mšymx, Pv`vevR, R½x mýó nBte Ges Zrvvi Rb` GB mgvR Ges ivóiq e`e`vB `vqx _wKte| wki t`i g½tj i Rb` Ges Zvrvf`i AwaKvi cŁZóvi Rb` Avgv t`i t`tk hrvv wKQß AvBb cŸqb Kiv nBqv _vKK bv tKb, Zvrv KvRi Kwi evi e`e`v tbi qv nq bv dtj wki iv ewÁZ _vtK| Avgiv ewj wKtkvi Acivax Ges Zvrvf`i GB wKtkvi eqtm Acivax nBevi Rb` Avgiv wK Acivax bB ? AZGe, wKtkvi Acivax mgvR nBtZ wej ß Kwi tZ nBtj RvZxq Ges Avš-RvuzK fvte wki t`i AwaKvi Z_v gvbewaKvi cŁZóv Kwi qv fivel`tzi mgvR MVb Kwi evi D t`vM wbtZ nBte Ges tmB j t`Ÿ evsj vt`tki kni, e`i I Mótgi Avbv tP KvbtP tmmKj Aetnij Z wki Ae`vb Kwi tZ tQ Zvrvf`i cwi PhŸ Rb` mi Kvix Ges temi Kvix thš_ D t`vM Mób Kwi qv cwi msL`vb ^Zqvi Kwi qv cŁZ`vK tRj vq, Dc tRj vq Ges BDwqb cwi l` mi Kvix Ges temi Kwii `wqZkxj e`w³etM gva tğ GBme wki t`i Zvj Kv cŁZ Kwi qv, fivel`tzi Rb` Ggb KvR xwZ Mób Kwi tZ nBte Ggb AwaKvi ewÁZ Ges Aetnij Z wki Mb tKvb cKvtiB c_áo nBevi mthvM bv cvq| Ges tmUv mKxj mgvR, weÉkvj x, epxRwe, temi Kvix ms`v, GbuRI mK t j i mgvšZ cŁPôvq mæ nBtZ cvti | Avgv t`i D`P Av`vj Z A t b K mgq `cŸYw` Z nBqv wki t`i AwaKvi mæú tK`j Rvvi Kwi qv Av t`k wbt`R w`tj I Zvrv KvRi Kivi e`f`v Mób Kiv nq bv| wePvi cvZ, wePvi KMY Zvrvf`i wR wR Ae`vb t`tK wki AwaKvi iŸv Kwi tZ wetkl fvgKv ivL tZ cvtib| Avgv t`i t`tki gvbewaKvi ms`v, wj wki t`i AwaKv t i e`cvti A t b K t`Ÿ t` fvgKv ivL t j l wki t`i meŸxb g½j Ges Zvrvf`i AwaKvi cŁZóvi e`cvti Zvrv ht_ó b t n| ZvB ivóiq fvte GB `wqZj wbtZ nBte Ab`vq fivel`tZ mpvMwi tKi Afvte mgvR e`e`v wecbw nBte|

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