

IN THE SUPREME COURT OF BANGLADESH  
HIGH COURT DIVISION  
(SPECIAL ORIGINAL JURISDICTION)

**SUP MOTO RULE NO. 35 of 2011**

IN THE MATTER OF:

**Mr. Manzill Murshid**

..... For the intervener Petitioner.

-VERSUS-

**Mr. Md. Khurshedul Alam**, D.A.G with  
Ms. Farida Yeasmin, A.A.G and  
Mr. Titus Hillol Rema, A.A.G

.....For the Respondents.

Judgment on 10<sup>th</sup> December, 2014

**Present:**

**Ms. Justice Salma Masud Chowdhury**

And

**Mr. Justice Md. Khasruzzaman**

**Salma Masud Chowdhury, J**

This Suo Moto Rule was issued calling upon the respondents, namely, 1)Secretary, Ministry of Home Affairs, Government of Bangladesh, 2) Director General, Department of Narcotics control, Dhaka, 3) Inspector general of Police, Bangladesh 4)Commissioner, Dhaka Metropolitan Police, Dhaka and 5) Director General, Rapid Action Battalion, Dhaka, to show cause as to why they shall not be directed to take proper and effective steps immediately to close down the Sheesha Bars operating in several restaurants in Dhaka and others cities of the country, in which narcotics are being used which are consumed by the teen agers, as evident from the news paper reports referred to us and/ or pass such other or further order or orders as to this Court may seem fit proper.

The respondent were directed to report compliance positively before this Court on 27.10.2011 at 10.30 a.m

Mr. Md. Khurshedul Alam, The learned Deputy Attorney General files an affidavit-in-opposition and submits that pursuant to the direction of this Court the Commissioner of Police, Dhaka Metropolitan Police, Dhaka and the Director General, Rapid Action Battalion, Dhaka, were instructed through an official memo being No. Ain/Writ/192-2011/(Suo Motu 5/11/2188(2) dated 12 October 2011 to submit compliance and to carryout the Court's order also to submit a detailed report to their office and all the Police Commissioners and Deputy Inspector Generals, throughout the country, were also instructed through an official memo being No. Ain/Writ/192-2011/(Suo Motu 35/11/2179/(16) dated 12 October 2011 to carryout the Court's order within their respective jurisdictions.

An application has been filed on behalf of Human Rights and Peace for Bangladesh (HRPB) for impleading it as intervener petitioner, which is allowed.

Mr. Manzill Murshid the learned Advocate on behalf of Human Rights and Peace for Bangladesh appear before us and submits that the guardians of the teenagers are helpless due to the existence of Sheesha Bars especially in the Dhaka City. He also submits that under the guise of Sheesha Bars, narcotics are being served for intoxication which is no doubt alarming and such use of narcotics in the Sheesha Bars should immediately be stopped for the well being and protection of the youngsters from the drug dealers.

We have heard the learned Deputy Attorney General and Mr. Manzill Murshid representing Human Rights and Peace for Bangladesh. Under the circumstances, we are of the view that the respondents should be directed to monitor and control regularly the "Sheesha Bars" as operating in Dhaka and other parts of the country to ascertain whether under the guise of Shesha Bars intoxicating materials or narcotics are been served and consumed and if so, proper proceedings under criminal law are to be taken against the offenders.

With this direction, the Rule is made absolute.

Communicate a copy of the judgment and order to all the respondents.

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