Justice Md. Fazlul Karim

‘’Dignity and Justice for all of us’’

Justice Md. Fazlul Karim
Former Chief Justice

weavZv Zvi wewa Abhvqx gvbl-RwZ,†Mvô, ag I e‡Yi †Kvb we‡f` mvó K‡iwb| AvR‡Ki GB Akvš we‡k RvZxq Rxe‡b bvMwiK‡`i gvbewaKvi GK ¸iæZcb Aa¨vq| Avi †mB AwaKvi ejer ivLvi gvb‡m GKwU wewaex I wbqgZwšK c×wZ‡Z miKv‡ii gva¨‡g †`‡k †`‡k gvbewaKvi msiÿb Kivi cqvm Pj‡Q| ZvB AvR AvawbK I mf¨ mgvR e¨e¯vq gvbewaKvi msiÿY gvb‡li GKwU we‡kl cqvm|

mvavibZt gvbewaKvi ej‡Z Avgiv †mB AwaKv‡ii K_vB ewa ôhv gvb‡li †gŠwjK AwaKvi Avi †m AwaKvi wb‡qB gvbq `wbqv‡Z R¤§ MnY K‡iô hv Zvi R¤§MZ AwaKvi| wKš AvawbK h‡M I mf¨ mgv‡R gvbeZvi Pig DrKlZv m‡Ël h‡M-h‡M, Kv‡j-Kv‡j Ges †`‡k-‡`‡k gvbl †m AwaKvi †_‡K ewÂZ n‡"Q, ZvB mf¨ mgv‡R †Kvb †Kvb †`‡k †m AwaKvi Zv‡`i msweav‡b mwb‡ewkZ K‡i AwaKvi ej Gi Rb¨ cweavb cYqb K‡i‡Q|

mgvR I mf¨Zvi HwZnwmK †cÿvc‡U gvbewaKvi msiÿY GK ¸iæZcb Aa¨vq| wekeˆ¨vcx gvb‡li mvgwRK, A_%bwZK, ivR‰bwZKmn mweK AwaKvi Av`v‡qi kw³kvwj nwZqvi wn‡m‡e gvbewaKvi cwiMwYZ| wØZxq wekh‡×I fqven cwiYwZ †`‡L gvbe RwZ‡K iÿv I wekkwš cwZôvi j‡ÿ¨ 1945 m‡b RwZmsN cwZwôZ nq Ges gvbeRwZ‡K msiÿY Kivi A½xKvi Kiv nq Ges cieZx‡Z A‡b‡K PovB DrovB cvi n‡q 1948 m‡bi 10 wW‡m¤i RwZms‡Ni mvavib cwil‡` mveRbxb gvbewaKvi mb` (**Universal Declaration of Human Rights**) MnxZ nq hv Amnvq, wbhwZZ gvbl Ges Aw`evmx‡`i R¤§MZ AwaKvi, mvgwRK, A_%bwZK, ivR‰bwZK Ae¯v‡b nwZqvi wnmv‡e cwiMwYZ Ges AvZ¦gvbeZvi iÿvKeP wnmv‡e gvbe mgv‡R mgwaK MnxZ|

ZviB djkæwZ‡Z wØZxq gnvh‡×i c‡i †h mg¯ Dbqbkxj †`‡k wjwLZ mswevb MnY K‡i‡Q †mB me msweav‡b ivó cwiPvjbvi gjbxwZ I †gŠwjK AwaKvi K_v wjwce× Kiv n‡q‡Q| Avgv‡`i msweav‡bi wØZxqfv‡M ivó cwiPvjbvi gjbxwZi K_v ejv n‡q‡Q hv A_%bwZK, mvgwRK I mvs¯‹wZK AwaKv‡ii welqe¯ Avi ZZxqfv‡M †gŠwjK AwaKv‡ii K_v ejv n‡q‡Q hv ivR‰bwZK I bvMwiK AwaKvi Z_v bvMwiK‡`i iÿvKeP| Avgv‡`i msweavb iPbv I wjwce× Kv‡j evsjv‡`‡k RbMY GKUv ¯vaxb I mve‡fŠg MYcRvZšx evsjv‡`k cwZôvKv‡j MYcwil‡`i m¤§wbZ m`m¨MY ewjóK‡Ú Av½Kvi K‡ib †h iv‡ói Ab¨Zg gj jÿ¨ n‡e ÓMYZwšK c×wZ, Ggb GK †kvlbg³ mgvRZwšK mgv‡Ri cwZôv †hLv‡b mKj bvMwi‡Ki Rb¨ AvB‡bi kvmb, †gŠwjK gvbewaKvi Ges ivR‰bwZK, A_%bwZK I mvgwRK mvg¨, ¯vaxbZv I mwePvi wbwðZ n‡e|Ó

Avgv‡`i msweav‡bi 11 Ab‡”Q‡` ®úófv‡e ejv n‡q‡Q †h cRvZš¿ n‡e GKwU MYZwš¿K ivó †hLv‡b †gŠwjK gvbewaKvi I ¯^vabZvi wbðqZv _vK‡e gvbe mËvi ghv`v I gj¨‡ev‡ai cwZ k×v‡eva wbwðZ n‡e Ges ckvm‡bi mKj chv‡q wbewPZ cwZwbwa‡`i gva¨‡g RbM‡Yi KvhKi AskMnb wbwðZ n‡e|

ZvQvov Ab‡”Q‡` 25 Abhvqx AvšRwZK kwš, wbivcËv I msnwZi Dbq‡bi AvšRwZK AvBb I RwZmsN mb‡`i ewYZ bxwZmg‡ni cwZ k×vkxjZvi `p cZ¨vq e¨³ Av‡Q|

evsjv‡`k ‡Mvov n‡ZB gvbewaKvi wekvmx Ges Bnv‡K ivó cwiPvjbvi I gjbxwZ wnmv‡e MnY Kwiqv‡Q| gvb‡qi R¤§MZ AwaKvi I MVbZ‡ši gbxwZi Av`‡k evsjv‡`‡k gvbewaKvi cwZôv I msiÿY Ges Gi cwµqvq gvbewaKvi mô cwZdjb Avgv‡`i iv‡ói ˆbwZK I AvBbx `wqZ|

iv‡ói mvgwRK, ivR‰bwZK I A_‰bwZK Ae¯v‡bi Dci gvbewaKv‡ii msiÿY A‡bKUv wbfikxj| GKwU `wi`wKó †`‡k gvb‡li Lv`¨, e¯¿, evm¯v‡bi Afve hZUv Avgiv Abfe Kwi nqZ GKwU DbZ †`‡k †mfv‡e AbfZ nq bv| ‡`‡ki A_‰bwZK e¨e¯v Dci Gme AwaKv‡ii wbðqZv wbfikxj| Dbqbkxj †`‡ki A_‰bwZK mgm¨v cKU, d‡j Avcvgi Rb‡Mwô `wi`Zv I Afv‡ei g‡a¨ w`b KvUvq †mUv nqZ DbqZ †`‡ki ‡ejvq ZZUv c‡hvR¨ bq| Avgv‡`i gZ GKwU `wi` I AbMmi mgv‡R gvbewaKv‡ii kÎæ A‡bK| Zvi g‡a¨ c_g n‡”Q `wi` I wbiÿiZv| Avgv‡`i †`‡ki AwaKvsk Rb‡Mwô R¤§Mnb K‡i `wi`Zv Kv‡a wb‡q Ges †mfv‡eB Zv‡`i Rxeb †K‡U hvq| Awkwÿ Z I `wi` gvb‡li Kv‡Q gvbewaKv‡ii gg wK Zv Zviv eS‡Z cv‡i bv KviY Zviv ïa MixeB bq Awkwÿ Z e‡U| Awkÿv I `wi`Zv mgv‡Ri AmgZvi gj KviY| hvi Rb¨ mgv‡Ri c‡` c‡` gvbewaKvi jswNZ I c``wjZ n‡”Q| gvbewaKv‡ii K_v msweav‡b ejv Av‡Q AvB‡b ejv Av‡Q wKš' mgv‡R AmgZvi Rb¨ gvbewaKvi jsNb cej I cKU AvKvi avib K‡i‡Q| gvbewaKvi msiÿ‡bi c_g I cavb KZe¨ n‡”Q iv‡ói| KviY gvbewaKv‡ii †h mgm¨v †mUv gjZt Awkÿv I Am‡PZbZv †_‡K D™¢Z|

RvZxq gvbewaKvi Kwgk‡b ‡Pqvig¨vb c‡` †hvM`vb Kv‡j gvbbxq †Pqvig¨vb wePvicwZ Awgiæj Kwei †PŠaix ÔmK‡ji Rb¨ b¨vq wePvi wbwðZ Ki‡Z KZc‡ÿ I fqfxwZ A_ev AvbK‡j¨i D‡aŸ ‡_‡K KvR Kiv DwPZÕ e‡j AwfgZ e¨³ K‡i‡Qb| Avi G j‡ÿ¨ mKj‡K gvb‡li AwaKvi jsN‡bi cwZKvi K‡í me¯‡ii RbM‡Yi m`vRvMZ mn‡hvwMZv Kvgbv K‡i‡Qb| wZwb AviI e‡jb †h ÔgvbI wnmv‡e hw` Zviv Zv‡`i AwaKvi †fvM Ki‡Z e¨_ nq Z‡e Zviv A_cb Rxeb avib Ki‡Z cv‡i bv|Õ

MeKv‡ji Avi meKv‡ji Z_v gvbeZvi gw³ mb`mgn, h_v- gw`bv mb`, †gNbvKvUv, **Bill of Rigths** BZ¨w`‡Z mwb‡ewkZ Av‡Q| gvbewaKv‡ii a¨vb-avivYv, †hUv wek gvbe AwaKvi mb‡` 10 wW‡m¤i 1948 mv‡j RwZms‡N MnxZ n‡q‡Q| †mUv gjZt Dc‡iv³ mb` I Aóv`k kZvØxi **Rights of Man** Gi cbiæw³ gvÎ| Bs‡iR ivR‰bwZK `vkwbK **Jhon Locke** Zvi gZev‡` **'Natural Rights'** Gi K_v e‡j‡Qb| cieZx‡Z **American Declaration of Independence** G **President Thomas Jafferson æInalienable Rights"** e‡j‡Qb| Av‡gwiKv I divmx wecø‡ei `B kZvãx ci **æThe rights of man'** µgvš‡q **Human Rights** G cwiwYZ nq| Avgv‡`i ¯§ib Av‡Q 1950-1960 `k‡Ki Av‡gwiKvq wmwfj ivBUm Gi ce³vMY MYgvb‡li †gŠwjK AwaKvi, †fvU AwaKvi, wkÿv I evm¯vb Gi mgZv `vwe K‡i| weMZ kZvãxi lv‡Ui `k‡K wmwfj ivBUm Gi ce³v gwUb j_vi wKs †mB †cwÿ‡Z e‡j‡Qb **æ I have a dream"** wKš' AvZZvqxi ¸wj‡Z Dbvi †mB ¯‡ci c`v wQ‡o †M‡iI cieZx‡Z †mB Av‡›`vj‡bi mÎ a‡I GB kZvØxi ïiæ‡Z GKRb Kl½ Rbve evivK GBP Iev‡gv Av‡gwiKvi ivócwZ wbewPZ n‡q‡Qb| Gfv‡e ax‡i ax‡i cw_exi weeZ‡bi mv‡_ mv‡_ gvbewaKvi bvbv †ÿ‡Î cwZôvi cwµqv weke¨vcx Pj‡Q| RwZmsN gvbewaKvi mb‡`i 30 wU Ab‡”Q‡`I gvbew`Kv‡ii gj K_vB we¯wiZ fv‡e wjwce× Av‡Q|

AbbZ †`‡k Ges evsjv‡`‡ki gZ Dbqbkxj †`‡ki cUfwg‡Z e¨vcK Kgms¯v‡bi e¨e¯v bv Ki‡Z cvi‡j gvbewaKvi mcwZwôZ n‡e bv| Avgv‡`i †`‡ki ZiæY-he mgvR Kgms¯v‡bi Afv‡e A‡bKUv eva¨ n‡q,

Pv`vevRx, GwmW wb‡ÿc, bvix wbhvZb, mšvm BZ¨w`i gZ bvbwea AmvgwRK I AgvbweK KgKv‡Û wjß i‡q‡Q| hvi d‡j mvaviY wbixn wbiciva †jv‡Ki Rxeb AwZô I `weln n‡q c‡o‡Q| µgeagvb mšvmx KgKvÛ, msNe× mwnsmZv, ivR‰bwZK we‡iva Ges Aciva‡`I AZ¨vawbK A‰ea A¯¿ e¨env‡ii d‡j weivRgvb cwiw¯'wZi †cÿvc‡U wbixn wbiciva bvix, ciæl, wkïi Rxe‡bi wbivcËv weav‡bi c‡qvRbxqZv cKUfv‡e †`Lv w`‡q‡Q| wbixn gvb‡qi Rvbgv‡ji wbivcËv wbwðZ Kivi j‡ÿ¨ mgvR‡K mvgwMKfv‡e mšvm `g‡b mnvqZv Kivi mgq G‡m‡Q|

mgvR I Mbgvb‡li g‡a¨ b¨vq wePvi cwZôv Kiv gvbewaKv‡ii gj cwZcv`¨ welq| ‡m †cwÿ‡Z `æZ wePvi mwbwðZ Kivi wePviK, AvBbRxwe I mswkøó‡`i GKUv ^bwZK `wqZ| Awg g‡b Kwi gvbewaKvi msiÿ‡Y AvBbRxwe‡`i fwgKv AZ¨š ¸iæZcb Avi me‡ÿ‡Î Avgv‡`i mvgwRK cwiw¯'wZi †cÿvc‡U wewfb †ckvRxwe M‡ci fwgKvi GLb we‡klfv‡e ¸iæZcb n‡q `wo‡q‡Q| evsjv‡`‡ki KvivMv‡i wePviaxb Acivaxi msL¨v mvRvcvß Acivaxiv AZ¨š Kiæb, †kvPbxq I gvbeZvi Ae¯'vq w`b KvUv‡”Q| c‡Z¨K KvivMv‡i wePviaxb Acivaxi msL¨v mvRvcvß AcivaxivAZ¨vš Kiæb, †kvPbxq I gvb‡eZi Ae¯'vq w`b KvUv‡”Q| c‡Z¨K KvivMv‡i wePviaxb Acivaxi msL¨v mvRvcvß Acivaxi †_‡K A‡bK †ekx| ZvB wejw¤^Z wePv‡ii Rb¨ gvbewaKvi jswNZ n‡”Q I b¨vq wePvi weNZ n‡”Q|

evsjv‡`kmn `wÿY GwkqvÕ, AwdKv I jwZb Av‡gwiKvq bvix I wkï‡`i wewfb wbhvZ‡bi K_v Avgiv Rwb| wj½ Bm¨‡Z ms‡e`bkxj g‡bvfve wb‡q mKj‡KB c`‡ÿc wb‡Z n‡e| GB †`‡k bvix mgvR ciæ‡li PvB‡ZB †ekx| Avgv‡`i †`‡ki eZgv‡b ciæ‡li Zjbvq bvix †fvUv‡ii msL¨v 14,000 †ekx| bvMwiK wnmv‡e bvixi cwZ ciæ‡li ^bwZK `wqZ i‡q‡Q hv‡Z Zviv `wi`, wkÿvi Afve I m‡hv‡Mi AmgZvi Kvi‡Y `‡fv‡Mi wkKvi bv nq| evsjv‡`‡k bvix I wkï‡`i AwaKvi iÿvi Rb¨ wKQ AvBb Av‡Q Avi GB AvBb¸‡jv Avil mô I mvdj¨RbKfv‡e c‡qvM Kiv AvR‡Ki `vex| we‡k Ab¨vb¨ †`‡ki gZ evsjv‡`k I wewfb ms¯'v I mswkøóiv bvix‡`i AwaKvi msiÿ‡Y ewjó I djcm fwgKvq cqvmx Ges †mB j‡ÿ¨ cwZwbqZ wb‡qwRZ Av‡Q| Zv‡`i †mB ïf c‡Póv‡K Avil †eMevb I djcm Kivi Rb¨ mvgwMK c‡Póv Pwj‡q †h‡Z n‡e|

wewfb m‡PZbZv gjK mfv, †mwgbvil Av‡jvPbv Abôv‡bi gva¨‡g G m¤ú‡K RbgZ mwó Ki‡Z cv‡ib| GQvov Av`vj‡Zi evB‡il we‡iva wb®úwË, mwjmx I ga¨¯'Zvi gZ ev¯e-m¤§Z Kv‡R mwµq c`‡ÿc wb‡Z n‡e Ges gvbewaKvi cwZôvq miKvi I bvMwiK ci®úi mn‡hwMZvi gva¨‡g mvgwMKfv‡e AZš cnixi KvR Ki‡Z n‡e|

mgv‡R gvbewaKv‡ii msiÿY I c‡qvM Kivi `wqZ Av`vj‡Zil Av‡Q| ‡hLv‡b gvbewaKvi msiÿ‡b AvBbMZ †Kvb weavb ‡bB †mLv‡bI Av`vjZ mgv‡Ri we‡e‡Ki msiÿK wnmv‡e ^bwZK gvb`Û KvhKix Kivi Rb¨ AvB‡bi wewai e¨cKZv wbbq Ki‡Z cv‡i| G‡ÿ‡Î ‰bwZK wb‡`k ØvivI miKvi‡K mgqc‡hvMx I ev¯egLx AvBb cYq‡b D×× Ki‡Z cv‡i|

RvZxqgvbewaKvi Kwgkb Avcgi RbM‡Yi gvbewaKvi msiÿY I ev¯evq‡bi AZ›` cnix Avi m`v RvMZ AvBbRxwe, ew×Rxwe I m‡PZb mgvR AvB‡b c‡qvM I AvB‡bi kvmb Kv‡q‡g m‡Pô n‡eb| RbM‡Yi g‡a¨ ïfeŵ× D`q n‡e, gvbewaKvi mcwZwôZ n‡e Ges evsjv‡`k mK‡ji Rb¨ GKwU Kj¨vb ivó cwibZ n‡e GB cZ¨vkv MYgvb‡qi| ‡mB j‡ÿ¨ evsjv‡`‡ki 1972 mv‡j ¯xq msweavb cYq‡bi mgq gvbewaKvi bxwZi we‡kl Aa¨vq mwbe‡ewkZ Kiv nq| h‡M-h‡M, †`‡k-‡`‡k ZvB gvbewaKvi ev¯vevqb mkvmb cwZôvZvi c`‡ÿc eZgv‡b cPwiZ Av‡Q| 2008 mv‡j gvbvewaKv‡ii 60 Zg wek gvbewaKvi el D`hvcZ nq hvi cwZcv`¨ welq Ò Dignity and Justice for all of usÓ (Avgv‡`i mevi Rb¨ ghv`v I b¨vq wePvi) hvnv †`‡ki mkvmb cwZôvi Rb¨ mvgwRK, A_‰bwZK, ivR‰bwZK AMMwZi nwZqvi wn‡m‡e gvbewaKvi mb` nmv‡e mgwaK mgv`Z|

miKv‡ii cvkvcvwk evsjv‡`k A‡bK gvbewaKvi msÁv I `xNw`b gvb‡qi AwaKvi Av`v‡q msMvg K‡i hv‡”Q Ges fwel¨r†Zi Zv‡`i G c‡Póv Ae¨vnZ _vK‡e| Zvn‡j †mw`b m`i civnZ bq †mw`b gvbevZv Ae‡njv Abv`i I Ae¯vi djkæwZ‡Z c``wjZ n‡e bv|