

International Crimes Tribunal-1
Old High Court Building,
Dhaka-1000

ICT-BD Miscellaneous Case No. /2012

State

Versus

Adam Roberts and another

Order No.01

Date- 06.12.2012

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The Chairman of this Tribunal and the two members are Judges of the Supreme Court of Bangladesh. After creation of this Tribunal when the Chairman and the two members were appointed, they mentioned in the open Court Room that the International Crimes (Tribunals) Act, 1973 is a new law to them and for them to understand this law, looking into the processes and orders of different Tribunals and perusal of them are necessary, along with being advised by the Prosecution and the Defence counsel and consultation with the experts. They can also take the assistance of researchers from inside and outside the country and with this understanding and knowledge coming from all such people, the trial process was continuing in this Tribunal. The Chairman has had the privilege of receiving the support of Dr. Ahmed Ziauddin an expert in International Criminal Law and some other persons who are Bangladeshi

residing in Brussels and other places and occasionally the Chairman had discussion with Dr. Ahmed Ziauddin on the developments on International Criminal Law throughout the world and took the assistance of him in this respect. During the proceedings of the trial and orders the Chairman also took assistance from him. In this respect they have had discussions through skype. Just two or three days earlier the Chairman found that his e-mail and skype accounts along with his computer has been hacked. Yesterday at about 10.00 p.m. the Chairman received a telephone call from the phone number +919810016662 identifying that the telephone call is coming from the London based The Economist and told the Chairman that his conversation with Dr. Ahmed Ziauddin is in their possession and asked the Chairman some questions regarding this information. He also mentioned that the Chairman regularly talks with Dr. Ahmed Ziauddin through skype and receives his advice through e-mail. He also mentioned that all the materials in the emails the Chairman received from Dr. Ahmed Ziauddin are in their possession. This is how the Chairman became aware of this alarming development. This also explains a serious breach of privacy, hacking computer, e-mail and skype accounts and obtaining confidential information from the Chairman illegally which amounts to influencing a Judge of the Supreme Court of Bangladesh. And by questioning him over the telephone the person on the other side has also involved himself in speaking with the Chairman

which under the law he cannot do. The Chairman has also got information that the e-mail and the skype accounts and computer of Dr. Ahmed Ziauddin have also been hacked which makes it clear that the persons who are involved in disturbing the ongoing processes of this Tribunal are involved in this matter. This cannot be allowed in any way. As such we give notice to Mr. Adam Roberts, South Asia Bureau Chief, The Economist (telephone number +911141027759) and to Rob Gifford Chief Editor, The Economist, 25 St. James Street, London, telephone number 00442078307087 and Mobile 00447903057143 to give reply within 3(three) weeks as to why proceedings under section 11(4) of the International Crimes (Tribunals) Act, 1973 shall not be initiated against them. They are directed to keep secret the information which they have gathered from the skype and e-mail accounts as well as the computer of the Chairman as this makes public the privacy of the Chairman which need to be kept secret and in case they violate it proper action under the law will be taken.

Let copies of this order be sent to the Inspector General of Police and Chairman BTRC, Bangladesh for information and necessary action.

To 27.12.2012 for further order.