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Islamic Emirate of Afghanistan
Supreme Court
General Directorate of Secretariate
Correspondence Department
Circular Section

Circular No. 37

Date: December 19, 2022 (25/05/1444 Islamic Calendar)

To: Officials of the Cassation Directorates, Divisions, Appellate, and Primary Courts of the Islamic Emirate of Afghanistan

May Allah's blessings, mercy, and peace be upon you!

In reference to Circular No. 34, dated November 23, 2022, issued by the Supreme Court's General Directorate of Secretariat, the following information is provided:

Several court instruction letters have been received and their key points are summarized below:

Circular No. 34, dated November 23, 2022, issued by the Supreme Court's General Directorate of Secretariat, stated the following: "In provinces other than Kabul, the Public Security Division of the Urban Court of the relevant province shall have jurisdiction over drug-related cases. However, in Kabul, the Public Security Divisions of Zones shall not handle such cases."

In response to this circular, a question arose concerning whether the public security divisions of urban courts have jurisdiction over drug-related cases from other districts within the relevant province or if their jurisdiction is limited to cases from the province's center.

The aforementioned instruction letters were submitted to the Supreme Court in a request for clarification. The Supreme Court provided the following explanation:

The phrase "in other provinces, the Public Security Division of the Urban Court of the relevant province shall have jurisdiction to handle the drug-related cases" in Circular No. 34, dated November 23, 2022, issued by the Supreme Court's General Directorate of Secretariat, applies to both the center and districts of the provinces. Consequently, drug-related cases originating from the center and districts of the respective province must be handled by the Public Security Division of the Urban Court of that province.

In light of the above clarification from the Supreme Court, the directives have been conveyed to the relevant directorates of the Supreme Court, Cassations, Divisions,

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Appellate, and Primary Courts of the Islamic Emirate to ensure proper legal and Sharia proceedings are carried out accordingly.

Respectfully,

Mufti Abdul Rashid "Saeed"
General Director of the Secretariate
Supreme Court

[Signed and Stamped]