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

S/No: 16

Date: 1444/02/27 A.H. (3 September 2022)

To the Islamic Emirate of Afghanistan's Cassation Departments, Divisions, Appellate, and Primary Courts!

Peace, mercy, and blessings of Allah be upon you!

Then, on 5/1/1444 A.H. (1 September 2022), corresponding to 12/5/1401 H.S., a meeting of the Supreme Council of the Supreme Court under the leadership of honorable Sheikh Abdul Hakim Haqqani, the head of the Supreme Court, with the participation of the honorable members of the Supreme Council, the respected presidents of the central divisions and the honorable presidents of the central judicial departments of the Supreme Court was held. Through approval number (3) dated 5/1/1444 A.H. (1 September 2022), decisions were made regarding some issues that would be shared with His Highness, the leadership of the Islamic Emirate of Afghanistan. Based on this, the points of the mentioned meeting were shared with the leadership of the Islamic Emirate, and the fifth topic was as follows:

“How should the courts deal with the cases of the Emirate lands, pastures and government properties that have been divided among the people by the previous government authorities, and now are being occupied by the people, if referred to the court?”

The Honorable leadership of the Islamic Emirate of Afghanistan gave the following guidance regarding decision number five: “This issue has been sent to the respected directorate of Dar al-Ifta, and whenever it is received, it will be shared with the Supreme Court. Meanwhile, the Supreme Court should also consult with the directorate of the Dar al-Ifta on this issue.”

Therefore, the decision of the respected leadership of the Islamic Emirate of Afghanistan regarding the fifth topic in the assembly mentioned above is sent to the Islamic Emirate of Afghanistan's appeals court, Cassation Departments, divisions, Arbitration court, and primary courts through this circular for farther their information.

Wa Salaam

Mufti Abdul Rasheed Saeed

Chief of the Secretariat of the Supreme Court

This document was translated by the International Development Law Organization (IDLO) for the Afghanistan Rule of Law Observatory (ARLO) initiative. To find out more about ARLO, please visit our website at www.arlo.online.