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S.N: 1432

Official Gazette

Date: 22 May 2023

In the Name of Allah, the Most Merciful, the Most Compassionate

Decree of H.E. Amirul Momineen (May Allah protect him) on the authority to imprison for investigation the accused and the period of detention.

No. (8 J5)

Date: 07/03/1441 – 04/November/2019

If an individual stands accused and an investigation into their conduct is required, only provincial officials and intelligence authorities are permitted to detain them for the said investigation. The duration of this detention should not exceed one month. Should further investigation necessitate an extended period of detention, an extension must be sought from the court. It is imperative to abstain from torture during detention, as the authority to administer punishment lies solely within the court's jurisdiction. Any punitive measures enacted outside the court's authority equate not to justice but cruelty. The prevention of such cruelty is not just obligatory, but the facilitation or tolerance thereof is explicitly forbidden (Haram).

و اختلفو فى مقدار الجس فى التهمه هل هو مقدر او مرجعه الى اجتهاد الوالى والحاكم على قولين ذكرهما الماوردى و ابو يعلى و غير هما، فقال الزبيرى: هو مقدر بشهر، و قال الماوردى: غير مقدر (الطرق الحكيمه ص 93 – 100 – 103)

Wa Salaam,

Amirul Momineen Shaikh-ul-Quran Wa Al-Hadith

Mawlawi Hebatullah Akhundzada