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Islamic Emirate of Afghanistan Supreme Court

General Directorate for Secretary Correspondence Department Circular Section

Memo No: 10

Date: March 16, 2022 (1443/08/13)

To: Officials of Cassation, Dewans, Appeal, and Primary Courts Directorates of the Islamic Emirate of Afghanistan

With utmost respect, this is to convey Decree No. (236 V 1), dated February 12, 2022 (1443/7/10 AH), from the Supreme Leader of the Islamic Emirate of Afghanistan, the Honorable Amir Al Momenin. This decree concerns the jurisdiction of military courts and states the following:

“According to Sharia provisions, military courts are obliged to hear and investigate complaints, claims, and petitions against officials and employees of the three security organizations of the Islamic Emirate (the Ministry of Defense, the Ministry of Interior, and the General Directorate of Intelligence). Upon confirmation, military courts have the authority to issue Sharia decisions and implement punishments such as Hudud, Qesas, and execution, after obtaining approval from the three courts and the leadership of the Islamic Emirate. The three security organizations of the Islamic Emirate are strictly required to support the implementation of military court decisions.”

“The aforementioned decree was submitted to the Supreme Court, which has directed that the decree be circulated to all Courts of the Islamic Emirate.”

In compliance with the Supreme Court's directive, the decree from the Supreme Leader of the Islamic Emirate of Afghanistan is enclosed with this letter and has been sent to all directorates of Cassations, Dewans, Appeal, and Primary Courts of the Islamic Emirate of Afghanistan for the necessary Sharia-compliant actions.

Regards,

Mufti Abdul Rasheed “Saeed”

Head of Supreme Court High Council Secretariat

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