

P R E F A C E

In the last part of 2003 the investigator was witnessing production of few accused before one learned judicial magistrate. Few of the accused were injured and there was blood stains on their heads, faces and hands. The magistrate before whom the accused persons were produced did not record the same in the case record as was expected, nor, made any effective direction to the authorities concerned for providing them the required treatment. Thereafter he forwarded the accused persons to judicial custody.

These practical aspects pinned the heart and conscience of the investigator that the basic human rights of the accused who might be apprehended even on false accusations has been denied to them. Thanks to the magistrate and the accused who opened the eyes of the investigator in evaluating the role of subordinate judiciary in protecting human rights.

First of all, the investigator is grateful to the Hon'ble Gauhati High Court for allowing him the opportunity to conduct the research work without affecting the normal judicial duty.

In doing the research work, the investigator is deeply indebted to his father Maulana Ilias Ali Barbhuiya (since deceased) who was a source of inspiration for his entire life and his mother who does not allow him to spare time without pursuing knowledge and wisdom. The investigator is equally grateful to his maternal uncle Maulana Nurun Nabi Khan and his father-in-law Hussain Ahmed Laskar for their blessings and mental support in doing the holy job.

The investigator is deeply indebted to his respected teacher *Dr. Subhram Rajkhowa, Professor, faculty of law, Gauhati University* who in spite of his busy life guided him in completing the research work. It

is because of whom the investigator could pursue the research till its end. The investigator wish his long healthy life.

The investigator will be selfish if he forgets his wife Saheriar Ahmed Laskar and his children namely Md. Muhibbul Mustwafa Barbhuiya (7 years) and Md. Muzeebul Mustwafa Barbhuiya (3 years) whom he could not afford sufficient time for family consortium in undertaking the research work.

The investigator is equally indebted to Mr. Pankaj Kumar Dutta who is one of his favorite student-friend and those who directly or indirectly inspired him for a better judicious life and assisted him in achieving the holy mission.

It requires mention that on 12-03-2012, on the open seminar before final registration, the advice and constructive suggestions put forward by the respected teachers and other research scholars helped the investigator much in improving the work.

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