

کیس کے حقائق

اختر عبداللہ پاکستان سے برطانیہ اپنے کزن سے ملنے آئے تھے۔ اس دوران ان کے کزن نے اختر کی شادی مس دلایت بیگم خان سے طے کر دادی مس خان کی پیدائش برطانیہ میں ہوئی تھی اسی بنیاد پر اختر نے ہوم آفس کو درخواست دیدی کہ انہیں یہاں رہنے دیا جائے۔ ان کی درخواست کو سیکریٹری آف اسٹیٹ نے نامنظور کر دیا۔ اختر نے اس فیصلہ کے خلاف اپیل کی اور اس اپیل کی سماعت ۲۶ جنوری ۱۹۸۲ کو ہوئی۔ ایڈ جیوڈیکر نے اس موقع پر کہا :

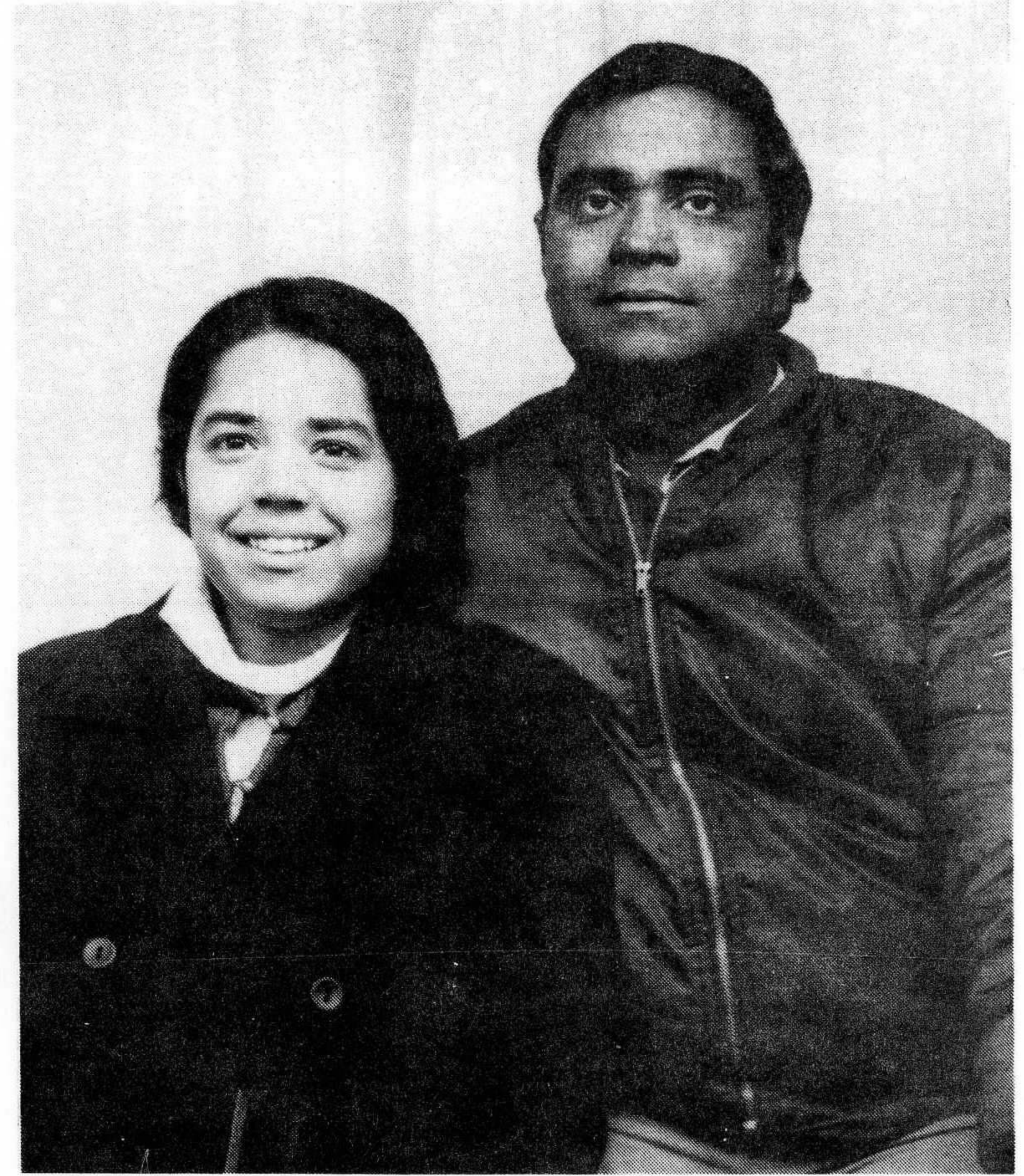
” میں اس بات سے متفق نہیں کہ یہ شادی محض یہاں رہنے کے لئے کی گئی چنانچہ اس اپیل کے حق میں ہوں“

ہوم آفس نے اس فیصلہ کو نہیں مانا اور اس کیس کو انگریزیشن اپیل ٹریبونل میں ۱۹ اپریل ۱۹۸۲ میں لپجا کر اس کے خلاف فیصلہ دیا۔

مسٹر لیفٹیننٹ ایم بی نے اختر کے کیس کی حمایت میں مسٹر واڈنگٹن سے رابطہ قائم کیا جس کے جواب میں مسٹر واڈنگٹن دیگر باتوں کے علاوہ یہ لکھا :

” مسٹر عبداللہ نے اپنی ساری زندگی اس ملک میں گزاری ہے انہیں تھوڑی اردو بھی آتی ہے۔ لیکن بادیو دیکہ انہوں نے مغربی ماحول میں تربیت پائی پھر بھی مشرقی تہذیب کے مطابق طے کر دائی شادی پر تیار ہو گئیں۔ ان حالات میں وہ کیوں نہ اپنے شوہر کے ساتھ برصغیر چلی جائیں“

BRITISH IMMIGRATION LAWS BREAK UP MARRIAGES



Walait Begum Khan (Bano) and Akhtar Abdullah

**DEFEND WALAIT'S RIGHT TO LIVE
WITH HER HUSBAND IN THIS COUNTRY**

**STOP THE DEPORTATION OF
AKHTAR ABDULLAH**

DEFEND WALAIT'S RIGHT TO LIVE WITH HER HUSBAND IN THIS COUNTRY STOP THE DEPORTATION OF AKHTAR ABDULLAH

Akhtar came to Britain in 1982. Walait is a British born UK citizen. Akhtar and Walait are a happily married couple living in Cheetham Hill, Manchester. Their marriage celebration lasted a week and over 500 people attended the reception.

THE HOME OFFICE ACCUSATION

The Home Office refuses to believe that the marriage is genuine, and say that Akhtar's primary intention in marrying was to achieve settlement here. Akhtar appealed against this refusal and his appeal was allowed. The adjudicator said: "I am far from convinced that the marriage was entered into primarily to achieve settlement . . ."

But the Home Office did not accept this ruling and took the case to the Immigration Appeal Tribunal. The Tribunal decided against Akhtar and he has now been served with a notice of intention to deport. Akhtar has appealed again, and will fight for his right to stay here.

GUILTY UNTIL PROVEN INNOCENT

Under this immigration rule (accusation) Akhtar is guilty until he can prove himself innocent. What makes it particularly worrying is that since there can be no objective test of intention, the Home Office can simply choose not to be satisfied by the evidence. On this basis they intend to deport Akhtar.

VOLUNTARY REPATRIATION

Deporting Akhtar means that the marriage will break up. However, Mr. Waddington has an answer for this. He wrote to Akhtar's MP: "... (Walait) has lived in this country all her life. I note, however that she had some knowledge of Urdu and despite her westernised upbringings she agreed to a traditionally arranged marriage in accordance with Asian culture. In these circumstances it would not seem unreasonable in keeping with those customs to expect her to return to the subcontinent with her husband . . ."

The Home Office message to Walait, a black British citizen, is, if you want to live in peace with your husband, leave this country.

However, Walait does not want to leave this country. Why should she? This is her country, Pakistan is unknown to her, all her family is here; her mother, father, sisters, brothers, aunties, uncles . . . Her aged mother is dependant on her support. Waddington is breaking up the marriage because settling in Pakistan is not a possible alternative.

DEFEND WALAIT'S RIGHT

To keep her husband here, Walait has to undergo the humiliating experience of justifying her marriage and suffer the indignity of having her marriage exposed to public scrutiny.

This should not be allowed to happen. Walait has a right by law to live with her husband in this country. This right should not be allowed to be taken away.

WHAT YOU CAN DO

1. Write to your local MP, House of Commons, Westminster, London, asking him/her to raise the issue with the Home Secretary.
2. Write to the Home Secretary, c/o Bob Litherland MP., House of Commons, Westminster, London demanding that he allows Akhtar to stay. Please quote Appeal No. Th/113540/83 (3225).
3. Get your trade union branch or organisation to pass a resolution of support.

Akhtar Abdullah Defence Committee, c/o Abraham Moss Centre, Youth Wing, Crescent Road, Crumpsall, Manchester M8 6UF.

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WE THE UNDERSIGNED NOTE THAT: the Home Office want to deport Akhtar because they feel his main intention in marrying WALAIT was settlement here. This deportation will cause the break-up of their marriage. We believe that Walait and Akhtar are the judges of their marriage and not the Home Office. We uphold Walait's right to live with her husband in this country and demand that the Home Secretary should allow Akhtar to stay.

Name	Address

PLEASE RETURN THIS PETITION TO:
ABRAHAM MOSS CENTRE, YOUTH WING, CRESCENT ROAD, CRUMPSALL, MANCHESTER
M8 6UF.