

English

Message No. 68 – SHAMA

Indictment Order Against the “Butchers’ Judiciary” of the Islamic Republic of Iran

If the massacre of the Iranian people on 18–19 Dey took place under the cover of night, amid internet shutdowns and the silencing of social networks—resulting in the martyrdom of at least 43,000 compatriots, the blinding of many, and countless injuries—the perpetrators, direct actors, accomplices, partners in crime, and those who ordered these crimes have ultimately been exposed and disgraced. The next phase of these crimes and the massacre has now been delegated to the “Butchers’ Judiciary,” so that those who could not be slaughtered in the streets and in public view may be eliminated by criminal judges under the pretext of “rioters” and “foreign agents.” In fulfilling this mission, the Butchers’ Judiciary is, quietly and without publicity, playing the same role that the bailiffs and the “atash-be-ekhtiyar” forces of the deposed leader played loudly and through mass killing. Therefore:

1. On 1368/3/14 (1989/06/04), Ali Khamenei—who lacked the legal qualifications, a deficiency he himself explicitly acknowledged—usurped the position of leadership through treachery and fraud. Accordingly, his authority (velayat) is void and he has been deposed since that date; by extension, all governing institutions derived from him, including the Butchers’ Judiciary, are deposed.
2. The deposition of the Butchers’ Judiciary is additionally established on two further grounds:
 - a) The judges’ own claim based on the “theory of authorization,” whereby they assert that they adjudicate by the “permission” of Ali Khamenei as “authorized judges.” Once Khamenei’s authority is void and he himself deposed, such authorization is necessarily void.
 - b) Under Article 156 of the Constitution, this branch is tasked with independence, protection of individual and public rights, the realization of justice, the revival of public rights, the expansion of justice and lawful freedoms, and supervision over the proper execution of laws—yet it has acted in direct contradiction to independence and to these duties.
3. Judges know better than anyone that, first, they are deposed; second, due to deposition they have no right to adjudicate; and third, the excuse of being a “bound subordinate” is in no way acceptable.
4. In light of the foregoing, honorable judges must immediately refrain from continuing work in this notorious and unlawful apparatus; otherwise, they will be prosecuted for cooperation with an illegitimate government and for aiding and participating in the crimes of Ali Khamenei.
5. Deposed judges who persist in allegiance to the deposed leader and in repressing the people fall, pursuant to the broad scope of “any actual or imminent danger or aggression” stipulated in Article 156 of the Islamic Penal Code, within the doctrine of “legitimate self-defense,” and may be targeted by the people; indeed, to neutralize actual or imminent danger or aggression, they themselves may be neutralized.
6. In view of the “prohibition of seeking redress” in an illegitimate judiciary, we call upon our compatriots to **boycott** the Butchers’ Judiciary and refrain from filing cases therein, and—as far as possible—to resolve disputes through arbitration and mediation, and in amicable, community-based ways.

7. Just as during the trials of South African activists under apartheid, when masses of protesters surrounded courts and exerted intense psychological pressure on judges to deter harsh sentences, and given arbitrary arrests and unlawful verdicts, it is resolved that compatriots—especially families of those under prosecution—must not be left alone, and that people should accompany them before the units of the Butchers' Judiciary.
8. We call upon attorneys-at-law to fully boycott the Butchers' Judiciary and thereby fulfill their ethical, national, and human responsibilities.

Proud be the people of Iran

Long live Iran

National Council of Iran's Revolution

1404/11/12