





Translation of Indictment of 8<sup>th</sup> Aug. 2008

1. This complaint states that in Colombo, which is within the jurisdiction of this court during the period between 1<sup>st</sup> June 2006 and 1<sup>st</sup> June 2007, the accused together with unknown persons committed an offence or abetted the commission of an offence or entered into a common intention with a prior understanding to abet the commission of an offence whether planned or unplanned, by words either spoken or intended to be read or by signs or by visible representations or otherwise, which intends to cause the commission of acts of violence or racial or communal disharmony and brings the Government into disrepute, through the printing or distribution of the publication North Eastern Monthly magazine or by agreeing to commit or abet the commission of the offence of acting to promote that organization, and that since he conspired to commit the aforesaid offence with unknown persons and since the aforesaid offence has been committed as a result of the said conspiracy, an offence which is a punishable under section 2(2)(ii) read with section 2(1)(h) of the Prevention of Terrorism (Temporary Provisions) Act No. 48 of 1979 as amended by Act No.10 of 1982 and Act No.22 of 1988, which is to be read with section 113(a) and section 102 the Penal Code, has been committed.
2. In the above time, place and circumstances, an offence has been committed by words either spoken or intended to be read or by signs or by visible representations or otherwise, which intends to cause the commission of acts of violence or racial or communal disharmony and brings the Government into disrepute, through the printing or distribution of the publication North Eastern Monthly magazine or by acting to promote that organization, through the publishing of the contents seen in the document extract marked "X" and annexed hereto, which is a punishable offence under section 2(2)(ii) read with section 2(1)(h) of the Prevention of Terrorism (Temporary Provisions) Act No. 48 of 1979 as amended by Act No.10 of 1982 and Act No.22 of 1988, read with section 113(a) and section 102 the Penal Code.
3. In the above time, place and circumstances, an offence has been committed by contributing or collecting or obtaining information relating to or donating funds for the purpose of terrorism through the collection of funds from non-governmental organizations for the North Eastern Monthly magazine, which is an offence punishable under Regulation 6(c) of the Emergency (Prevention and Prohibition of Terrorism and Specified Terrorist Activities) Regulations No. 07 of 2006 published on 6<sup>th</sup> December 2006 in Gazette Extraordinary No. 1474/3 of the Democratic Socialist Republic of Sri Lanka.