

State Council
Supreme Administrative Court
First Examination Circuit

Appeal no: 18971/16834 of judicial year 52
Presented by: The Ministry of the Interior

Case roll of _____ corresponding with 15/6/2006 A.D.

Names of the Litigants

Ḩossām ‘Azzat Muhammad Mūṣa
Rānīā ‘Anayat Abd al-Rahmān
[present]

The circuit decided to combine appeal number 18971 of supreme judicial year 52 and appeal number 16834 of supreme judicial year 52 because they are both connected to the [same] judgment. And the court took up _____ and on the procedural part _____

Whereas: it is apparent on the surface of the documents that the appealed judgment will likely be nullified in adjudication on the merits, because it is contrary to the judgment of the Supreme Court in constitutional case number 2 of constitutional judicial year 2 issued on 1/3/1975, which ruling is incumbent upon all the authorities of the state, just as execution of the appealed judgment would result in consequences that it would be impossible to remedy if not for a ruling for nullification, because it was contrary to the requirements of the public order of the state, since the information that it is requested be indicated on the birth certificates and the personal identity cards of the children of the appellees, which would provide that they belong to Bahaisim, is not merely indication of a civil status. Rather, it is an attempt on the part of the appellees to have Bahaisim recognized as a religion, which departs from the requirements of the public order and what the successive Egyptian constitutions have agreed upon, which is that the religions, the practice of which is protected by the provisions of these constitutions, including Article 46 of the current constitution, are the recognized religions, which are the three heavenly religions of Judaism, Christianity, and Islam. But according to what the Muslims Imams have agreed upon, Bahaisim is not one of the recognized religions because it contradicts the principles and sources of this religion, according to what the judgment of the Supreme Court set down in the afore-mentioned constitutional case.

The effect of what the appellees requested made it possible for them to discover what files the appellant presented in case number 16834 of supreme judicial year 2. So there is no justification for the request because what this _____

Appeal 18971

Translation: Connie Cannon

clippings from some newspapers _____ knowing them [or it] _____ public knowledge when these files contained a copy of an issue of the Official Gazette issued on 15/4/1982 containing the decree of the President of the Republic, numbered 536 of the year 1981, obliging legal _____ from all. And at the same time it has an effect, directly or indirectly on the belief of the court, especially since the court brought it up in session and the appellees _____, and it follows the request of _____ which makes this request a kind of [attempt to] stall and _____ on the issue of protecting the public order, which the court turns away from.

For these reasons

The circuit unanimously ordered that execution of the appealed decision be stopped, and to transfer the two appeals to the State Commissioner's Body to prepare a report on its substance.

Session on 19/6/2006