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IRAN MISSION GENEVA

PAGE 01/03



*Mission Permanente
de la République Islamique d'Iran
auprès des Nations Unies
et des autres Organisations Internationales à Genève*

In the name of God, the Compassionate, the Merciful

N°2050/9044

The Permanent Mission of the Islamic Republic of Iran to the United Nations Office and other International Organizations in Geneva presents its compliments to the Office of the United Nations High Commissioner for Human Rights, and with reference to the communication number UA IRN 7/2016 dated 22 April 2016, has the honor to submit herewith the reply of LR. Iran with regard to Mr. Rownaghi Maleki case. .

The Permanent Mission of the Islamic Republic of Iran avails itself of this opportunity to renew to the Office of the United Nations High Commissioner for Human Rights, the assurances of its highest consideration.

Geneva, 13 June 2016



Office of the United Nations High Commissioner
for Human Rights (OHCHR)
Palais des Nations
CH-1211 Geneva 10
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The following information has been provided by the "High Council for Human Rights of the Judiciary of the I.R. of Iran":

Mr. Seyed Hossein Rownaghi Maleki, was arrested after the court issued the warrant for pre-trial arrest and was prosecuted before the Tehran Court branch 26 on charges of:

- 1- Leading an illegal group and organization called Iran Proxy acting with the purpose of disrupting the national security.
- 2- Propagating against the Islamic Republic of Iran.
- 3- &4- Insulting the late Imam Khomeini, founder of the Islamic Republic of Iran and the Supreme Leader which is prohibited by law.

After hearing the defenses of the defendant and his lawyers, he was sentenced by the court of Tehran to ten years of imprisonment for the first charge, taking into account the days of his pre-trial detention, to one year for the second charge and to four years for the third and fourth charges.

After the convicted person and the lawyers made an appeal, the case was referred to branch 54 of the Tehran provincial court of appeals, and this court confirmed the first verdict.

After submission request for retrial by the convicted person and his lawyers, the file was referred to the Supreme Court as result of which this authority accepted the request only for the part referring to the third and fourth charges; and at the latest stage, referred the case to a parallel court branch (Tehran province's Appeal Court branch 54). Finally, this court based on article 514 of the Islamic Penal Code, commuted the four years of imprisonment to two years.

In October 2014, taking into account his health condition, Mr. Rownaghi Maleki was out of jail for four months and after being introduced to the commission of forensic medicine on 24/5/2015, it was announced

that according to the urology commission, no definite factor was obtained which would impede serving the imprisonment punishment/sentence.

It must be mentioned that Mr. Rownaghi Maleki, like other prisoners, has had access to all the amenities and facilities provided in the jail, including medical and treatment facilities; the possibility of meeting his family and relatives, and (in addition) he has enjoyed several furloughs.

Based on the aforementioned facts, it is observed that the completion of all the legal formalities and the right to have a lawyer, having access to medical and treatment facilities, even outside of the jail, and having the possibility of using furloughs, all indicate that due process has been considered and the standards of prisoner treatment have been fully observed regarding him.

In conclusion, it should be emphasized that claims of torture or misbehavior, having been deprived of freedom, arbitrary detention, prevented to be constantly examined and receive medical care have no base and are totally refuted.