

EXTERNAL

AI Index: EUR 44/149/95

7 December 1995

Further information on UA 252/95 (EUR 44/125/95, 7 November 1995) -  
"Disappearance"

TURKEYFehmi Tosun, Kurd from Diyarbak\_r, construction worker, aged 36

Fehmi Tosun, detained by three plainclothes police officers in front of his house in the Avc\_lar district of Istanbul on 19 October 1995, remains "disappeared". His wife, Han\_m Tosun, has given the following account of her husband's detention:

*"Fehmi was off work that day. On the day he was abducted my two daughters came back from work and told me that they had seen my husband with two people in front of the door of the building, but they did not recognize the two men. Hearing this, I went out onto the balcony. At that moment I saw two burly people holding Fehmi by the arms and dragging him towards a white Broadway car. Fehmi was shouting, "Help, they are taking me away to kill me" and struggling not to be put in the car. I ran down shouting. When I got there, they had not yet put Fehmi in the car. He was shouting all the time. I ran towards the car, but it drove away at speed. I did not get the number but there were two or three students there who I asked whether they got the number. They did. It was 34 UD 597."*

Fehmi Tosun's daughter has also described the incident: *"There was one person in a white car, and two people outside. They had walkie-talkies. My father talked to the two outside. I went upstairs and told my mother that my father was talking to some people and that I did not recognize them. Thinking that they might be his friends, I went out onto the balcony with mother. One of them had my father by the arm and was trying to put him in the car. My father shouted, "Help they are taking me away to kill me". I went down and tried to jump on the car but it did not stop. They went away at speed, before they had even closed the doors."*

Han\_m Tosun went to Avc\_lar Police Station, and the following day to the Istanbul Human Rights Association branch. Her appeals for information to the State Security Court prosecutor and various police stations went unanswered. *"When I gave a petition to the State Security Court prosecutor, police from Avcilar Police Station came and searched the house and went away. I went to Gayrettepe [Police Headquarters] - there they said, 'He is not here. What were his politics?'"*

Fehmi Tosun was born in Çavundur village (Kurdish name: L\_cok), near Lice, province of Diyarbak\_r. In 1989 he was arrested on suspicion of aiding the PKK, and was reportedly tortured for 30 days before being brought to court and formally arrested. He was held in prison for three and a half years in Diyarbak\_r, Gaziantep and Konya prisons. As soon as he got out of prison, his family sent him to live in Istanbul, later followed by his wife and children.

**FURTHER RECOMMENDED ACTION: Please send telegrams/telexes/faxes/express/airmail letters in English or in your own language:**

- reiterating grave concern for the safety of Fehmi Tosun, detained on 19 October 1995 in the Avc\_lar district of Istanbul by three plainclothes police officers and since "disappeared" in police custody;
- calling for an immediate investigation to be carried out into his present whereabouts and for his family to be informed without delay;

- requesting to be informed of the outcome of the investigation.

**APPEALS TO:**

1) Chief Prosecutor at Istanbul State Security Court

Mr Ahmet Köksal

DGM Ba\_savc\_s\_

Devlet Güvenlik Mahkemesi

Istanbul, Turkey

**Telegrams: DGM Bassavcisi, Istanbul, Turkey**

**Salutation: Dear Sir**

2) Deputy Prime Minister:

Mr Deniz Baykal

Office of the Prime Minister

Ba\_bakanl\_k, 06573 Ankara, Turkey

**Telegrams: Deniz Baykal, Basbakanlik, Ankara, Turkey**

**Telexes: 44061/44062/44063 bbmt tr; 42099 basb tr**

**Faxes: +90 312 417 0476; +90 312 419 1547**

**Salutation: Dear Deputy Prime Minister**

3) Interior Minister:

Mr Teoman Ünisan

Ministry of Interior

\_çi\_leri Bakanl\_\_\_\_

06644 Ankara, Turkey

**Telegrams: Icisleri Bakanligi, Ankara, Turkey**

**Faxes: +90 312 418 1795**

**Salutation: Dear Minister**

4) State Minister with responsibility for Human Rights:

Mr Adnan Ekmen

Office of the Prime Minister

Ba\_bakanl\_k, 06573 Ankara, Turkey

**Telegrams: Adnan Ekmen, Basbakanlik, Ankara, Turkey**

**Faxes: +90 312 417 0476; +90 312 420 5394**

**Salutation: Dear Minister**

**COPIES TO:**

President of the Parliamentary Human Rights Commission:

Mr Sabri Yavuz

\_nsan Haklar\_ Ara\_t\_rma Komisyonu Ba\_kan\_

TBMM, Ankara, Turkey

**Faxes: +90 312 420 5394**

and to diplomatic representatives of TURKEY accredited to your country.

**PLEASE SEND APPEALS IMMEDIATELY.** Check with the International Secretariat, or your section office, if sending appeals after 28 January 1996.