

# INDONESIA

## Shi'a Muslims

### Andreas GUNTUR

**Age:** 40 years

**Place of residence:** Pulau Punjung

**Charges:** Blasphemy for alleged unconventional Islamic teachings.

**Statement of the defendant:** Andreas Guntur was holding a gathering with his followers in Girimulyo village in Klaten district, Central Java, when members of the sub-district consultative leadership, local police and military, as well as Islamic organizations stormed his house.

**Article of the criminal/civil/administrative code or law:** Article 156(a) of the Indonesian Criminal Code (“Assigns up to five years of imprisonment for anyone who deliberately in public gives expression to feelings or commits an act: a) which principally has the character of being at enmity with, abusing or staining a religion, adhered to in Indonesia; or b) with the intention to prevent a person to adhere to any religion based on the belief of the almighty God.”).

**First court decision:** On 14<sup>th</sup> March 2012, he was sentenced to four years in prison at Klaten District Court (Central Java).

**Last court decision:** The decision was upheld by the Central Java High Court in April 2012 and the Supreme Court in August 2012.

**Other information:** He is the leader of Amanat Keagungan Ilahi against which the Indonesia Council of Ulema issued a fatwah in 2009, claiming that the movement rejected conventional Islamic rituals.

### Tajul MULUK

**Place of residence:** Sampang, East Java

**Charges:** Blasphemy because he allegedly said that the version of the Qur'an that Muslims were using was not the original text.

**Statement of the defendant:** He denied such allegation.

**Article of the criminal/civil/administrative code or law:** Article 156(a) of the Indonesian Criminal Code (“Assigns up to five years of imprisonment for anyone who deliberately in public gives expression to feelings or commits an act: a) which principally has the character of being at enmity with, abusing or staining a religion, adhered to in Indonesia; or b) with the intention to prevent a person to adhere to any religion based on the belief of the almighty God.”)

**First court decision:** Sampang district court sentenced him to two years in prison on 12<sup>th</sup> July 2012.

**Last court decision:** His sentence was increased on appeal to four years on 10<sup>th</sup> September 2012 by the Sampang high court.

**Other:** On 29<sup>th</sup> December 2011, Tajul Muluk and over three-hundred other Shi'as were forcibly evicted from their village, when an anti-Shi'a mob of some five-hundred people attacked and burned houses, a boarding school and a Shi'a place of worship. On 1<sup>st</sup> January 2012 a religious decree (fatwa) was issued by the Sampang branch of the Indonesia Ulema Council (MUI), a non-governmental body, about what was described as Tajul Muluk's "deviant teachings" and on 16<sup>th</sup> March, the East Java regional police charged Tajul Muluk with blasphemy.

## Protestant

### **Antonius Richmond BAWENGEAN**

**Age:** 62 years

**Place of residence:** Jakarta

**Date of arrest:** 26<sup>th</sup> October 2010

**Charges:** Blasphemy.

**Statement of the defendant:** Distributing pamphlets that allegedly disparaged the Kaaba.

**Article of the criminal/civil/administrative code or law:** Article 156(a) of the Indonesian Criminal Code ("Assigns up to five years of imprisonment for anyone who deliberately in public gives expression to feelings or commits an act: a) which principally has the character of being at enmity with, abusing or staining a religion, adhered to in Indonesia; or b) with the intention to prevent a person to adhere to any religion based on the belief of the almighty God.")

**First Court decision:** On 8<sup>th</sup> February 2011, he was sentenced to five years in prison.

**Other information:** Protesters demanded that Bawengan be handed over, and chanted, "kill, kill," outside the court as he was led away under heavy security. The angry mob then trashed the courtroom before targeting Christian sites, burning down a number of churches and schools.

## Gafatar

### **Andri CAHYA**

**Date and place of arrest:** 25<sup>th</sup> May 2016

**Charges:** Blasphemy and treason, membership in the banned Fajar Nusantara Movement (Gafatar)

**Article of the criminal/civil/administrative code:** Article 110 and 107 or "intent to cause a revolution".

**Other information:** Arrested alongside Ahmad Mushaddeq and Mahful Muis Tumanurung. The three were leaders of the Gafatar movement, which was banned in March 2016.

*Source:* <http://www.thejakartapost.com/news/2016/05/26/legal-aid-lawyers-protest-against-detention-of-ex-gafatar-members.html>

### **Ahmad MUSHADDEQ**

**Date and place of arrest:** 25<sup>th</sup> May 2016

**Charges:** Blasphemy and treason, membership in the banned Fajar Nusantara Movement (Gafatar)

**Article of the criminal/civil/administrative code:** Article 155a and 156b which includes "blasphemy" as well as "public expression of feelings of hostility, hatred, or contempt towards the government."

**Other information:** Arrested alongside Mahful Muis Tumanurung and Andri Cahya. The three were leaders of the Gafatar movement, which was banned in March 2016.

*Source:* <http://www.thejakartapost.com/news/2016/05/26/legal-aid-lawyers-protest-against-detention-of-ex-gafatar-members.html>

### **Veni ORINANDA**

**Date and place of arrest:** 30<sup>th</sup> December, 2015 in Yogyakarta.

**Charges:** For abducting physician Rica Tri Handayani and forcing her to join the Gafatar movement.

**Statement of the defendant:** She denied the kidnapping and claimed that through her arrest the authorities wanted to destroy the religious Gafatar movement.

**Article of the criminal/civil/administrative code:** Criminal Code Article 332 or "being guilty of abduction."

**First court decision:** Sentenced to one year imprisonment by the Sleman District Court.

**Other information:** Veni was arrested alongside her husband Eko PURNOMO. Rica testified in court that she was not abducted but went to West Kalimantan of her own free will and even bought her own plane ticket. It was also revealed during the trial that Rica held more seniority in Gafatar than Veni, and that Rica was the one who converted Veni to the movement. With this information, the abduction charges do not make sense and the couple is considering an appeal.

*Source:*

<http://www.thejakartapost.com/news/2016/10/01/gafatar-couple-sentenced-prison.html>

### **Eko PURNOMO**

**Date and place of arrest:** 30<sup>th</sup> December, 2015 in Yogyakarta.

**Charges:** For abducting physician Rica Tri Handayani and forcing her to join the Gafatar movement.

**Statement of the defendant:** He denied the kidnapping and claimed that through his arrest the authorities wanted to destroy the religious Gafatar movement.

**Article of the criminal/civil/administrative code:** Criminal Code Article 332 or "being guilty of abduction."

**First court decision:** Sentenced to two years imprisonment by the Sleman District Court.

**Other information:** Eko was arrested alongside his wife Veni ORINANDA. Rica testified in court that she was not abducted but went to West Kalimantan of her own free will and even bought her own plane ticket. It was also revealed during the trial that Rica held more seniority in Gafatar than Veni, and that Rica was the one who converted Veni to the movement, so abduction charges against Veni make no sense.

*Source:*

<http://www.thejakartapost.com/news/2016/10/01/gafatar-couple-sentenced-prison.html>

### **Mahful Muis TUMANURUNG**

**Date and place of arrest:** 25<sup>th</sup> May 2016

**Charges:** Blasphemy and treason, membership in the banned Fajar Nusantara Movement (Gafatar)

**Article of the criminal/civil/administrative code:** Article 110 and 107 or "intent to cause a revolution".

**Other information:** Arrested alongside Ahmad Mushaddeq and Andri Cahya. The three were leaders of the Gafatar movement, which was banned in March 2016.

*Source:* <http://www.thejakartapost.com/news/2016/05/26/legal-aid-lawyers-protest-against-detention-of-ex-gafatar-members.html>

<http://www.thejakartapost.com/news/2016/05/26/legal-aid-lawyers-protest-against-detention-of-ex-gafatar-members.html>

### **Ahmadis**

#### **Eight Unnamed Ahmadis**

**Place of residence:** Bagik Manis village, East Lombok regency, West Nusa Tenggara

**Date and place of arrest:** 14<sup>th</sup> June 2016

**Charges:** Praying with non-Ahmadis

**Statement of defendants:** They denied all allegations. All of those in their congregation are Ahmadis and only Ahmadis pray with them.

**Date of release:** 18<sup>th</sup> of June 2016

**Other information:** They were released after being presented with a statement to sign that stated that they would not propagate the Ahmadi religion and that they would no longer practice the Ahmadi religion. They refused to sign.

*Source:* <http://www.thejakartapost.com/news/2016/06/21/ahmadis-arrested-lombok-following-village-protest.html>