

**Cour
Pénale
Internationale**



**International
Criminal
Court**

Original: English

No.: ICC-02/05-01/20
Date: 20 October 2025

TRIAL CHAMBER I

Before: Judge Joanna Korner, Presiding Judge
Judge Reine Adélaïde Sophie Alapini-Gansou
Judge Althea Violet Alexis-Windsor

SITUATION IN DARFUR, SUDAN

**IN THE CASE OF
THE PROSECUTOR *v.*
ALI MUHAMMAD ALI ABD-AL-RAHMAN ("ALI KUSHAYB")**

Public

Prosecution's request to submit additional evidence for sentencing

Source: Office of the Prosecutor

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

☒ The Office of the Prosecutor

☒ Counsel for the Defence

☒ Legal Representatives of the Victims

☐ Legal Representatives of the Applicants

☐ Unrepresented Victims

☐ Unrepresented Applicants
(Participation/Reparation)

☐ The Office of Public Counsel for Victims

☐ The Office of Public Counsel for the Defence

☐ States' Representatives

☐ Amicus Curiae

REGISTRY

Registrar

M. Zavala Giler, Osvaldo

☐ Counsel Support Section

☐ Victims and Witnesses Unit

☐ Detention Section

☐ Victims Participation and
Reparations Section

☐ Other

A. SUBMISSIONS

1. On 6 October 2025, the Chamber delivered its judgment pursuant to article 74 of the Rome Statute, convicting ABD-AL-RAHMAN of a number of crimes against humanity and war crimes.¹ On the same day, the Chamber ordered the parties and participants to file any request to present additional evidence relevant to the sentence by 20 October 2025.²

2. The Prosecution hereby requests to submit four items of non-testimonial evidence, comprising three photographs depicting persons killed during the Deleig operation,³ and one investigation report describing the circumstances of collection of the photographs and the identities of the persons depicted therein.⁴ These four items were disclosed on 8 June 2022. An annotated version of DAR-OTP-0222-5205 was submitted through P-0955.⁵

3. The Prosecution intends to use these photographs during the upcoming oral hearing as visual aids in order to put faces to the names of these victims for the benefit of the public, including members of the victims' families and communities. The items are relevant to humanising the victims and therefore to factors relevant to the determination of sentence.

4. The Defence has indicated that it "defers to the LRV's [Legal Representative of the Victims] position" in relation to these items and will submit any observations in its response of 27 October 2025.⁶ The LRV has indicated that she does not object to the three photographs being shown during the Prosecution's presentation at the oral hearing.⁷



Nazhat Shameem Khan
Deputy Prosecutor

Dated this 20th day of October 2025

At The Hague, The Netherlands

¹ Trial Judgment, [ICC-02/05-01/20-1240](#).

² Decision on the sentencing procedure, [ICC-02/05-01/20-1241](#), paras. 4-5.

³ [DAR-OTP-0222-5202](#) (Sheikh Ismail Abdulaziz, known as Dikobi), [DAR-OTP-0222-5203](#) (Umdah Mohamed Suleiman Abdulshafa, known as Dirbo), and [DAR-OTP-0222-5205](#) (Umdah Adam Adam Degges Ahmed Abdulshafa, known as Kindiri). See Trial Judgment, [ICC-02/05-01/20-1240](#), paras. 581, 641-646, 922, 928.

⁴ [DAR-OTP-0220-4200-R01](#).

⁵ See [DAR-OTP-0225-0051](#).

⁶ See Email from the Defence on 20 October 2025 at 13:12.

⁷ See Email from the LRV on 20 October 2025 at 15:21.