

In the Supreme Court of Bangladesh
High Court Division
(Criminal Appellate Jurisdiction)

Date: 08/02/2022.

I.T.

BAIL CONFIRMATION
Web Ref No.
202200
Visit: bail.supremecourt.gov.bd

**Criminal Appeal No. 715
of 2022.**

(Arising from: Order No. 05 dated 19.01.2022 passed by the learned Judge (District and Sessions Judge), Nari-O-Shishu Nirjatan Daman Tribunal, Magura in Nari-O-Shishu Case No. 215 of 2021 arising out of Magura Complaint Petition Case No. 04 of 2021 dated 03.01.2021 under section 11(Ka)/9(Ka)/30 of the Nari-O-Shishu Nirjatan Daman Ain-2000 (Amendment-2003).)

In the matter of :

Md. Nayeem Molla, Son of Md. Tipu Molla of village-Paturia, At present: Ramnagar Bazar, Police Station and District-Magura.

.....Accused-Appellant
(In jail hajat)

-Versus-

1. The State
2. Md. Rashedul Alam (Kana), Son of Rawshan Ali of village-Baroipara, Police Station-Sreepur, District-Magura.

....Respondents

নোটি এবং অ্যাপ্রিসেন্ট:

Mr. Justice Md. Akram Hossain Chowdhury
And

Mr. Justice K M. Zahid Sarwar

Mr. A.K.M. Shamsul Haque, Advocate

..... For the Accused-Appellant

Dr. Md. Bashir Ullah, DAG with

Mr. Mohammad Shafayet Zamil, A.A.G. and

Mr. Urbashi Borua, A.A.G. and

Mr. Md. Shamim Khan, A.A.G. and

Mr. A.K.M Nur Nabi (Sumon), A.A.G.

..... For the State, respondent

Records need not be called for.

This appeal will be heard.

Issue the usual notices upon the respondents.

Heard the learned Advocate for the accused-appellant on the bail application, however, the learned Deputy Attorney General who appearing for the state, opposes the same.

Considering the reasons stated in the application for bail and also the submissions of the learned Advocate that since the inquiry officer did not found any ingredients of offence under the Nari-O-Shishu Nirjatan Daman Ain, 2000 against accused-appellant; however, proceeding even then going on in the Tribunal where the bail was rejected and as such, we are inclined to grant ad-interim bail to the accused-appellant for a limited period.

Accordingly, the application for bail is allowed.

Pending hearing of the appeal, let the accused-appellant **Md. Nayeem Molla**, son of Md. Tipu Molla be enlarged on ad-interim bail for a period of 1 (one) year from date, on furnishing ad-interim bail bond subject to the satisfaction of the learned judge of the Nari-O-Shishu Nirjatan Daman Tribunal, **Magura**.

However, the Tribunal below is at liberty to cancel the bail of the accused-appellant, if he misuses the privilege of bail, in any manner.

Md. Akram Hossain Chowdhury.

K M. Zahid Sarwar.

অবিকল নকল

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16 FEB 2022
মোঃ দিল্বার হোসেন
সুপারিন্টেন্ডেন্ট
সহকারী জজ (ক্রিমিনাল)
আইসিবি বিজ্ঞান, ঢাকা।

16 FEB 2022

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(Md. Delwar Hossain)
Assistant Registrar (Criminal-1)
Phonc: 01712568264.

Typed by: Zahidul.....

Date: 16/02/2022....

Read by:

Exm by:

16 FEB 2022