

Present

Mr. Justice Sheikh Abdul Awal

Criminal Appeal No. 11671 of 2018

Md. Anarul Islam

.....Convict-appellant.

-Versus-

The State

.....Respondent.

No one appears

.....For the convict-appellant.

Ms. Shahida Khatoon, D.A.G with

Ms. Sabina Perven, A.A.G with,

Ms. Koheenoor Akter, A.A.G.

..... For the respondent.

Judgment on 20.05.2024.

Sheikh Abdul Awal, J:

This criminal appeal at the instance of convict appellant, Md. Anarul Islam is directed against the impugned judgment and order of conviction and Sentence dated 27.09.2017 passed by the learned Sessions Judge, Rangpur in Sessions Case No. 960 of 2016 arising out of G.R. No. 125 of 2014 corresponding to Mithapukur Police Station Case No. 30 dated 24.03.2014 convicting the accused appellant under Section 22(Ga) of the Madok Drabbya Niyontron Ain, 1990 and sentencing him thereunder to suffer rigorous imprisonment for a period

of 02(two) years and to pay a fine of Taka 10,000/-(ten thousand) in default to suffer simple imprisonment for 03 (three) months more.

No one appears for the convict appellant.

In view of the fact that this petty old criminal Appeal arising out of 02(two) years sentence has been dragging before this Court for more than 5 years, I am inclined to dispose of the same.

At the time of pronouncement of judgment, it appears from the record that this Court on 06.11.2018 at the time of admission of appeal granted ad-interim bail to the accused appellant for a period of 01(one) year and thereafter, no one took any steps to extend the order of bail, as a result of which the said bail was expired long before on 06.11.2019. In that view of the matter, I have no hesitation to hold that the convict appellant is a fugitive from law and justice.

In the case of Anti-Corruption Commission Vs. Dr. HBM Iqbal Alamgir, reported in 15 BLC(AD) 44, it has been held that the Court would not act in aid of an accused person, who is a fugitive from law and justice.

In view of the above, this Appeal must fail.

In the result, the appeal is dismissed. Since the appeal is dismissed the convict- appellant, Md. Anarul Islam is directed to surrender his bail bond within 3 (three) months from today to suffer his sentence, failing which the Trial Court below shall take necessary steps to secure arrest against the convict appellant.

Send down the lower Court records at once.