

District-Bagerhat.

Mst. Shirina Begum

.....Informant-Petitioner.

-Versus-

Md. Mizanur Rahman Fakir and others

.....Opposite-parties.

Mr. Md. Abdur Rahman Howlader, Advocate

.....For the Informant-Petitioner.

Mr. Md. Saiefuddin Khaled, D.A.G with

Mr. Md. Asaduzzaman, A.A.G with

Mrs. Afifa Begum Swapna, A.A.G and

Mr. Sarwar Akhtar Masud, A.A.G

.....For the State-Opposite party.

Present:

Mr. Justice Md. Nazrul Islam Talukder.

And

Mr. Justice Kazi Ebadoth Hossain

31.01.2024.

Heard the learned Advocate for the petitioner and the learned Deputy Attorney-General for the State and perused the application along with prosecution materials annexed therewith.

Records of the case be called for.

Let a Rule be issued calling upon the opposite-party to show cause as to why the impugned judgment and Order dated 21.11.2023 passed by Mr. Moha. Rabiul Islam, learned Senior Sessions Judge, Bagerhat in Sessions Case No. 857 of 2019 arising out of Chitalmari P. S. Case No.02 dated 02.05.2019 corresponding to G.R. Case No.53 of 2019 under Sections 302/34/114/325/448/427 of the Penal Code, 1860 acquitting the accused-opposite party Nos. 1-10 and inadequately sentencing the accused-opposite party No. 11 under Section 302 of the penal Code, should not be set aside and/or pass such other or further order or orders as to this Court may seem fit and proper.

The Rule is made returnable within 4(four) weeks from date.

Pending hearing of the Rule, the accused-opposite party Nos.1-10 are directed to surrender before the learned Senior Sessions Judge, Bagerhat within 2 (two) weeks from the date of receipt of the order and the learned Senior Sessions Judge, Bagerhat is also directed to admit them to bail accepting their surrender.

However, the petitioner shall put in 2(two) sets of requisites within 7 (seven) days for service of notice of the Rule upon the opposite-parties in normal course as well as by registered post with A/D as per HCD Rules.

Office shall not issue any certified copy of this order to the petitioner unless requisites are put in.

The office is directed to make the Rule ready for hearing after service of notices upon the respective parties.