

হাই-কার্ট ফৌজদারী ফরম নং-৩৫

২০
বাংলা-দশ সুপ্রীম-কার্ট
হাই-কার্ট বিভাগ

আপীল সম্পর্কিত
-ফৌজদারী

-জনা -Chuadanga

439/435

-ফৌজদারী কার্যবিধি আই-নর ধারার অধী-নর রিভিশন
নং

Md. Abdul Kayes

আ-বদনকারী

মাধ্যম Mr. Kazi Bashir Ahmed, Advocate

বনাম

The State

প্রতিপক্ষ

Mr. S.M. Golam Mostofa Tara, D.A.G with
Mr. A. Monnan, A.A.G

প্রথম আদালত

ম্যাজি-স্ট্রট,

তারিখ

২০

শান্তি ও দন্ডা-দশ

Present:

Mr. Justice Md. Shohrowardi

আপীল আদালত

তারিখ

২০

কাগজপত্র বা আ- -দ-শর ক্রমিক নং	তারিখ	-নাট এবং আ-দশ	স্বাক্ষর
	<u>07.05.2024</u>	Heard the learned Advocate Mr. Kazi Bashir Ahmed who appeared on behalf of the convict-petitioner and the learned Deputy Attorney General Mr. S.M. Golam Mostofa Tara who appeared on behalf of the State. Records be called for. Let a Rule be issued calling upon the opposite party to show cause as to why the judgment and order dated 18.03.2024 passed by the Additional Session Judge, Court No.1, Chuadanga in Criminal Appeal No. 146 of 2021 affirming the judgment and order of conviction and sentence dated 18.10.2021 passed by the Joint Sessions Judge, Court No. 2, Chuadanga in Sessions Case No. 600 of 2019 arising out of C.R. Case No. 60 of 2019	

convicting the accused-petitioner under section 138 of the Negotiable Instrument Act, 1881 and sentencing him to suffer simple imprisonment for 04 (four) months and to pay a fine of Tk. 2,30,000/- (Two lakh thirty thousand) should not be set-aside and/or pass such other or further order as to this court may seem fit and proper.

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

Let the realization of fine be stayed.

Considering the submission of the learned Advocate, I am of the view that ends of justice would be best served, if the convict petitioner is enlarged on bail.

Let the convict-petitioner, **Md. Abdul Kayes son of late Mohidul Islam** be enlarged on bail to the satisfaction of the Joint Sessions Judge, Court No. 2, Chuadanga for 06(six) months from date.

The office is directed to serve the notice upon the opposite party by usual course as well as registered post with acknowledgment receipt.

The convict petitioner is directed to put in the requisites forthwith.