

Present:

Mr. Justice Mamnoon Rahman

01 **11.10.2023**

Mr. Md. Tasak Kharul Islam, Advocate

.....For the appellant.

Mr. Mohammad Taifoor Kabir, DAG with

Mr. Md. Lokman Hossain, AAG

Mr. Md. Hatem Ali, AAG

.....For the State.

This appeal will be heard.

Records be called for.

Issue usual notices upon the respondents.

The preparation of the paper book is dispensed with.

The accused-respondent No. 1 is directed to surrender before the court below within 30(thirty) days from the date of receipt of the instant order without fail and the court below is directed to enlarge the accused-respondent No. 1 on bail till disposal of the appeal by this court.

(Mamnoon Rahman,J:)

It appears that preferring appeal is an unfettered right of a litigant and there is no conditions as prescribed by law and it is unfortunate to note that the District Judge, Dhaka being a senior judicial officer passed the order in a reckless manner without any sanction of law.