

Present

Mr. Justice Sheikh Abdul Awal

Criminal Appeal No. 5456 of 2015

Nazma Begum

.....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

Heard and Judgment on 12.05.2024.

Sheikh Abdul Awal, J:

This criminal appeal at the instance of convict appellant, Nazma Begum is directed against the impugned judgment and order of conviction and Sentence dated 14.07.2013 passed by the learned Additional Sessions Judge, 4th Court, Khulna in Sessions Case No. 156 of 2010 arising out of G.R. No. 1238 of 2009 corresponding to Sonadanga Police Station Case No. 16 dated 25.09.2009 convicting the accused appellant under table 3(ka) of section 19(1) of Madok Drobbo Niontron Ain, 1990 and sentencing her thereunder to suffer rigorous

imprisonment for a period of 5(five) years and to pay a fine of Taka 5,000/-(five thousand) in default to suffer rigorous imprisonment for 06 (six) months more.

No one appears for the convict appellant.

In view of the fact that this petty old criminal Appeal arising out of 5(five) years sentence has been dragging before this Court for more than 8 years, I am inclined to dispose of the same.

At the time of pronouncement of judgment, it appears from the record that this Court by order dated 19.08.2015 granted ad-interim bail to the accused appellant for a period of 06(six) months 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 19.02.2016. 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, Nazma Begum is directed to surrender her bail bond within 3 (three) months from today to suffer her 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.