

IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION, DHAKA
(CRIMINAL MISCELLANEOUS JURISDICTION)

Dated 14.02.2022.

Present

Mr. Justice Mustafa Zaman Islam.

And

Mr. Justice Md. Salim.

Criminal Miscellaneous Case No. 8913 of 2021 (Arising out of Kotiadi Police Station Case No. 02 dated 02.07.2020 corresponding to G.R. No. 169(2) 2020, now pending in the Court of Senior Judicial Magistrate, Cognizance G.R. Court No. 5, Kishoreganj).

Md. Siful Islam son of Forid Miah of village- Purbo Vitadia Police Station-Kotiadi District-KishoreganjAccused Petitioner.

= VERSUS =

The State,

.....Opposite Party

Mr. Dipankar Debnath, Advocate

.....For the Petitioner.

Mr. Abu Yahia Dulal, D.A.G with

Mr. Md. Mizanur Rahman, A.A.G,

.....For the State.

Heard and Judgment delivered on 14.02.2022

Mustafa Zaman Islam, J:

By this Rule, the petitioners seek bail.

At the time of issuance of Rule, the petitioner was enlarged on ad-interim bail.

Today the matter is taken up for hearing, but the learned for the petitioner did not file any affidavit to intimate us the present position of the case.

Mr. Abu Yahia Dulal, Deputy Attorney General on behalf of the state opposes the Rule, but does not make any allegation that the petitioners have misused the privilege of bail in any manner.

We have gone through the record. It appears that at the time of issuance of the Rule, the petitioner was enlarged on ad-interim bail for a period of 01 (one) year. It also appears from the record that the order of bail has already been expired and the learned Advocate did not submit any document to intimate us the present position of the case.

In the aforesaid facts and circumstances of the case, We direct the concern court below to allow the accused-petitioner to continue with the bail on the same bail bond furnished earlier till disposal of case, subject to the condition that if he is not arrested or regularly appearing before the Court below and if the case is not yet disposed of, otherwise the concern Court below shall issue process to secure his arrest.

With the above direction this Rule is disposed of.

Communicate a copy of the judgment and order to the court concerned at-once.

Mustafa Zaman Islam

Md. Salim, J:

I agree

Md. Salim.

Memo No.....Crl.....Dated.....

Copy of the Court's order dated 14.02.2022 forwarded to the

1) Senior Judicial Magistrate, Cognizance G.R. Court No. 5, Kishoreganj, for information and necessary action.

By Order

(Md. Zakir Hossain Patwary)
Assistant Registrar
Phone-02223358584-

Taher. Examine By:
27.03.2022 06 JUN 2022

Superintendent

06 JUN 2022

Md. Manjurul Haque Khan
Superintendent

06 JUN 2022



JT