

**IN THE HIGH COURT OF JAMMU AND KASHMIR
AT SRINAGAR**

(THROUGH VIRTUAL MODE)

**CrIM No. 576/2020 in
CrIA No. 06/2020**

Javeed Ahmad Teeli ...Appellant(s)

Through: Mr. Zahoor Ahmad Shah, Advocate.

V/s

U.T. of J&K through P/S Pattan. ...Respondent(s)

Through:

CORAM: HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE

**(ORDER)
17.09.2020**

Registry to summon the trial court record.

List on 5th November, 2020.

CrIM No. 576/2020

Heard learned counsel for the appellant.

Learned counsel appearing on behalf of the appellant while making reference on various points submitted that it would be expedient in the interests of justice to suspend the sentence and to admit the convict/appellant bail, pending decision in the main case. It is being emphatically contended that learned trial court has passed the judgment without appreciating the record and material

available before the learned trial court and has not also appreciated the evidence properly and there is non-application of mind which has resulted in miscarriage of justice.

Considered the submissions made at Bar by learned counsel for the appellant. Without going to the merits of the case, it can be *prima-facie*, stated that the points raised in the memo of appeal are required to be examined for which parties are required to be heard after the record is summoned. Suffice to say that at this stage, ground has been made out for suspension of the sentence. Accordingly, application is allowed and the accused/applicant shall be released from the custody subject to the condition that he furnishes bond in an amount of Rs. 50,000/ with two sureties of the like amount to the satisfaction of Superintendent Sub-jail, Baramulla on the following terms and conditions:

(1) That he shall not leave the territorial limits of the trial court without prior permission;

(2) That he will remain present before this court on each and every date of hearing;

CrlM shall, accordingly, stand ***disposed of***.

Copy of this order be conveyed to the Superintendent Sub-Jail, Baramulla through the prosecution Wing of the District court concerned for compliance.

(SANJAY DHAR)

JUDGE

Srinagar
17.09.2020
“Ab. Rashid”

ABDUL RASHID GANAI
2020.09.17 14:54
I attest to the accuracy and
integrity of this document