

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

**CRA No.19/2018**  
**MP No.01/2018**

Date of Order: 14<sup>th</sup> of May, 2018.

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Dr. Sabeena & Anr.

Vs.

State of J&K

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**Coram:**

**Hon'ble Mr Justice M. K. Hanjura, Judge.**

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**Appearance:**

For the Petitioner(s): Mr R. A. Jan, Senior Advocate with  
Mr Suhaib Banday, Advocate.  
For the Respondent(s): Mr B. A. Dar, Sr. AAG.

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Notice in the main appeal as well as in MP No.01/2018.

Mr Dar, the learned Senior Additional Advocate General, enters appearance and waives notice on behalf of the State/ respondent. He seeks and is granted two weeks' time to file the reply.

List on 31<sup>st</sup> of May, 2018.

Meanwhile, taking an overall view of the Miscellaneous Petition (MP No.01/2018) buttressed with the fact that the matter raises debatable question of law and requires to be examined threadbare before arriving at a reasonable conclusion as also the law laid down in the case of **"Bhagwan Rama Shinde Gosai & Ors. v. State of Gujarat"**, reported in **"(1999) 4 SCC 421"**, the judgment dated 25<sup>th</sup> of April, 2018, whereby, among others, the accused/

applicants herein, namely, Dr. Sabeena and Mansha, have been convicted and sentenced in case titled **“State through P/S Crime Branch, Kashmir v. Mushtaq Ahmad Peer & Ors.”**, by the Court of learned Special Judge, Anti-Corruption, Srinagar, is suspended till the next date of hearing before the Bench qua the said applicants only and the accused/ applicants herein shall be released from custody in case they furnish a bail bond to the tune of Rs.50,000/- with a surety of the like amount to the satisfaction of the Incharge Jail, where they are presently lodged.

List as above.

Copy of this order be provided to the learned counsel for the applicants under the seal and signatures of the Secretary of this Court.

**SRINAGAR**

May 14<sup>th</sup>, 2018

*“TAHIR”*



**(M. K. Hanjura)**  
**Judge**