

In The Court of the Sessions Judge, Birbhum, Suri

Sessions Case – 295 of 2024

CNR : WBBB-01-003379-2024

Present :- Smt. Arti Sharma Roy,(JO Code : WB00149)
Sessions Judge,Birbhum.

Order No. 19

Dt. 30.04.2026 at 02:00pm

Heard the accused Suhas Chatterjee in person with his engaged Lawyer.

It is submitted by Ld. Advocate for the accused that he is a first time offender and a senior citizen. He is also a physically challenged person. He prays for lenience to be shown to him.

On the other hand, Ld. PP for the State has argued for maximum punishment as the prosecution case has been proved beyond reasonable doubt and the accused does not deserve any mercy.

Ld. Advocate for the convict prayed that the convict be given benefit under Section 360 of the Cr.P.C / be granted with the benefit of Probation of Offenders Act.

Heard all sides.

The aggravating circumstance in this case is the fact revealing that the accused disproportionately reacted over a landed dispute and voluntary caused hurt to the injured (PW-3) who is his close relative. His guilt is proved beyond reasonable doubt.

The mitigating factor for consideration of sentence is certainly that the accused is a senior citizen. He has no criminal antecedent. He is a first time offender.

I have considered the aggravating circumstances and also mitigating circumstances in present case and I am of strong view that the accused cannot be released on provision of good conduct on account of the fact and circumstances of this case.

On overall consideration of facts and circumstances, it is

ORDERED

that the accused Suhas Chatterjee is sentenced to suffer simple imprisonment for two months for the offence under Section 323 of the Indian Penal Code.

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The period of detention undergone by the accused be set off against the period of imprisonment in view of Sec.428 of the Code of Criminal Procedure.

Copy of judgment be supplied to the convict free of cost.

The accused is informed that he has a right to prefer appeal against this judgment and that if he cannot afford an advocate, he can approach the Secretary, District Legal Services Authority, Birbhum at Suri.

Let a copy of the entire judgment with copy of order of sentence be sent to the District Magistrate, Birbhum and the Secretary, DLSA, Birbhum at Suri and for information and taking necessary action.

Make necessary note in the trial register.

Dealing Assistant is directed to do needful.

Dictated and corrected by me

Sessions Judge, Birbhum
JO Code : WB00149

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