

IN THE COURT OF THE SESSIONS JUDGE, COOCH-BEHAR

Criminal Appeal No. 01 of 2026
(CNR No. WBCB01-000174-2026)

Jahanur Miya

–versus–

State of West Bengal

Present : Smt. Sonalee Nandy Chakrabarti, (J.O. Code – WB00584)
Sessions Judge, Cooch-Behar

Order No.1, dt. 20-01-2026

An application under section 374 of the *Cr. P.C.*, is filed this day against the impugned judgment and order of conviction dated 22-12-2025, under section 248 (2) of *Cr. P.C.* passed by the Learned Chief Judicial Magistrate, Sadar, Cooch-Behar in G.R. Case No. 1003 of 2014, Kotwali P.S. Case No. 1014 of 2014 dt. 28-10-2014, u/s- 354 (A) of I.P.C. along with certified copy of the impugned order and judgment.

I have perused the impugned judgment and order of conviction dated 22-12-2025, under section 248 (2) of *Cr. P.C.* passed by the Learned Chief Judicial Magistrate, Sadar, Cooch-Behar in G.R. Case No. 1003 of 2014, Kotwali P.S. Case No. 1014 of 2014 dt. 28-10-2014, u/s- 354 (A) of I.P.C.

Considered. The appeal is filed in time and accordingly admitted.

Register it as Criminal Appeal.

Appellant files a petition under section 389 of *Cr. P.C.* praying for suspension of the sentence of imprisonment dated 22-12-2025 and to release the appellant on personal bond till disposal of the present appeal. The petition has been registered as **I.A. No. 01 of 2026**. Let the petition be kept with the record at this stage.

Appellant also files another petition for stay of the impugned judgment and order of conviction dated 22-12-2025, under section 248 (2) of *Cr. P.C.* passed by the Learned Chief Judicial Magistrate, Sadar, Cooch-Behar in G.R. Case No. 1003 of 2014, Kotwali P.S. Case No. 1014 of 2014 dt. 28-10-2014, u/s- 354 (A) of I.P.C. The petition has been registered as **I.A. No. 02 of 2026**.

Heard. Considered. Prayer for stay of impugned judgment and order of conviction dated 22-12-2025, under section 248 (2) of *Cr. P.C.* passed by the Learned Chief Judicial Magistrate, Sadar, Cooch-Behar in G.R. Case No. 1003 of 2014, Kotwali P.S. Case No. 1014 of 2014 dt. 28-10-2014, u/s- 354 (A) of I.P.C. The petition (**I.A. No. 02 of 2026**) is **allowed** till disposal of the appeal. **I.A. No. 01 of 2026** is, thus, disposed of.

Continued ...

Continued Order No. 01
dated 20-01-2026

Issue notices upon the respondent through the process of the court.

Requisites as already filed be issued if found in order.

Fix: **07/03/2026** for S/R, appearance of respondent and hearing of petition under section 389 of *Cr. P.C. (I.A. No. 01 of 2026)* .

Dictated & corrected

Sd/-
Sessions Judge
Cooch Behar

Sd/- S.N.Chakrabarti
Sessions Judge
Cooch Behar