

16.09.2025
Court No.13
Item No.13
AP

CRA 30 of 2017
With
CRAN 2 of 2025 (Not found in the file)

In the matter of: an application for bail under Section 389 of the Code of Criminal Procedure, 1973.

And

In Re.: **Pijush Kanti Mishra**

... Appellant.

Mr. Milan Mukherjee, Senior Advocate
Mr. Prabhas Bhattacharya
Ms. D. Dutta

... For the Appellant.

Mr. Binay Panda
Ms. Puspita Saha

.... for the State

1. The report of the Superintendent, Midnapore Central Correctional Home dated 11th September, 2025 is perused by this Court and the same is taken on record.

2. It appears from the report that the appellant has served 9 years 10 months and 17 days in custody. He was sentenced for life under section 498A and 304B of the IPC. The medical report of the Superintendent, Midnapore Central Correctional Home, however, indicates that the appellant is suffering from Chronic Diabetic (T₂DM). He developed H.T.N., thyroid & acute kidney disorder and CKD stage V in course of incarceration. His health is deteriorating every passing day.

3. It appears from the report that unless the appellant receives appropriate medical treatment he may not survive.

4. Having regard to the failing health and critical condition of the appellant, this Court is of the view that the sentence of the appellant shall remain suspended until disposal of the appeal and enlarge the appellant on bail.

5. Accordingly, the appellant be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of like amount each to the satisfaction of the learned Chief Judicial Magistrate, Paschim Medinipur and subject to the condition that the appellant shall meet the Officer-in-Charge of the Garhbeta Police Station once in a month until further order.

6. The application being CRAN 2 of 2025 is disposed of.

7. List the appeal in the ***Monthly List of January, 2026*** under the heading "***Hearing***".

8. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)

(Ajay Kumar Gupta, J.)