

13.08.2026
Court No.13
Item No. 7
sp

CRA 364 of 2016
With
CRAN 3 of 2026
Dipankar Mondal
Vs.
The State of West Bengal

Mr. Deepak Kr. Prahladka,
Ms. Reshmi Khatun,
Mr. Samir Mishra.

... For the applicant/appellant.

Mr. Kallol Mondal, Id. P.P.,
Ms. Triparna Roy,
Ms. Sagnika Banerjee.

..for the State.

Re: CRAN 3 of 2026

1. CRAN 3 of 2026 is the second application for suspension of sentence canvassed on the ground that the applicant is in custody for more than 12 years against the sentence for life imprisonment punishable under Section 302 of the IPC. The applicant was also sentenced for 2 years of imprisonment under Section 498 of the IPC. The first application for suspension of sentence having been rejected by a Co-ordinate Bench of this Court on 18th July, 2017.

2. It is argued on merits by Mr. Prahladka, learned counsel for the applicant that there are no eye-witnesses to the incident and that none of the relatives of the victim were examined.

3. Learned counsel for the State vehemently opposes of the prayer of the applicant. He submits that the post-mortem report is conclusive in so far as the injury is concerned and has been certified to be homicidal in nature.

4. Having regard to the facts and circumstances of the case and observations of the Co-ordinate Bench dated 18th July, 2017 and considering the evidence on record, this Court is inclined to hear out the appeal itself.

5. In view of the above, CRAN 3 of 2026 shall stand disposed of without any order.

6. The Registry shall make available copies of the paper books in the matter to Mr. Prahladka, learned counsel for the appellant and as well as Mr. Mondal, learned Public Prosecutor immediately, preferably in course of the day.

7. List the appeal on **18th August, 2026** as item no. 1 for hearing.

8. This Court has received the detention certificate and medical report of the applicant, Dipankar Mondal, dated 22nd July, 2026 from the Superintendent, Dum Dum Central Correctional Home and the same is kept with the record.

(Rajasekhar Mantha, J.)

(Anuj Singh, J.)

