

D/L38
15.01.2025
Rohit
ct.no.28

CRA 507 of 2018
With
CRAN 3/2020
+
CRAN 4/2023

In Re: **An application for Admission of Appeal under Section 374(2) of the Code of Criminal Procedure**

In Re: **Lalu Sk**

....Appellant

Mr. Sabir Ahmad
Mr. Tasmin Ahamed
Mr. Dhiman Banerjee
Mr. Quazi Ezaz Ahmed

...for the Appellant

Mr. Debasish Roy, Ld. P.P.
Mr. Rudradipta Nandy, Ld. A.P.P.
Ms. Sanjana Saha

... for the State

1. The appeal has a chequered history.
2. After admission of appeal appellant prayed for suspension of sentence in CRAN 3 of 2020.
3. During the pendency of the said application on the strength of a forged bail order appellant was released on bail. When this was brought to the notice of this Bench by order dated 25.09.2023 bail bonds furnished by the appellant on the strength of the forged order were cancelled and he was directed to be taken into custody. A separate criminal case was also registered against the appellant and his lawyer.
4. Presently the appellant is in custody. His lawyer is also in custody. As a result when the appeal came up for final hearing appellant is unrepresented.

Under such circumstances we directed Mr. Ahmad, learned Advocate empanelled with the High Court Legal Services Committee to represent him.

5. Mr. Ahmad contends appellant's family members had contacted him over telephone.
6. Given this³ situation we adjourn the hearing of the appeal in order to enable the appellant to appoint a lawyer of his own choice if he so desires. Failing which Mr. Ahmad shall represent the appellant as legal aid counsel.
7. Department is directed to communicate a copy of this order to the appellant who is presently in Behrampore Correctional Home to enable him to take necessary steps in the matter.
8. Matter will appear three weeks hence i.e., on 05.02.2025.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)