

3.
24.02.2026.
ap

I.A. No. CRAN 5 of 2026
In
C.R.A. 570 of 2017

In the matter of: an application for bail under Section 389(1) of the Code of Criminal Procedure, 1973 corresponding to Section 430 of the Bharatiya Nagarik Suraksha Sanhita, 2023 being CRAN 5 of 2026 filed on 06.02.2026 in connection with Sessions Trial No. 04(3)/ 2008.

And

In re.: Tapan Mal & Ors. ... Appellants.

Mr. Sufi Masih Aftab. ... For the appellants.

Mr. Debasish Roy, Ld. P.P.
Mr. Saryati Datta,
Mr. Saibal Krishna Dasgupta. For the State

AND

I.A. No. CRAN 4 of 2025
With
C.R.A. 570 of 2017

In the matter of: an application for bail under Section 389(1) of the Code of Criminal Procedure, 1973 corresponding to Section 430 of the Bharatiya Nagarik Suraksha Sanhita, 2023 being CRAN 4 of 2025 filed on 02.02.2025 in connection with Sessions Trial No. 04 March of 2008.

And

In re.: Chhatan Mal & Anr. ... Appellants.

Mr. Pratim Priya Dasgupta,
Mr. Arun Misra. ... For the appellants.

Mr. Debasish Roy, Ld. P.P.
Mr. Saryati Datta,
Mr. Saibal Krishna Dasgupta. For the State

Re: CRAN 4 of 2025 & CRAN 5 of 2026

1. The reports of the Superintendent, Berhampore Central Correctional Home dated 15th February, 2026 and 20th February, 2026 have considered by this Court in

respect of 16 accused persons. The same are taken on record.

2. The applications for suspension of sentence being CRAN 4 of 2025 and CRAN 5 of 2026 are made by fourteen accused persons.

3. The reports indicate that each of the accused persons have completed more than eight years and six months in incarceration and parole while their conducts appear to be satisfactory as represented by the Correctional Home.

4. However, having regard to the evidence on record and the eyewitness account of more than three of the witnesses, who deposed in the Trial, this Court is not inclined to suspend the sentence of the appellants.

5. CRAN 4 of 2025 and CRAN 5 of 2026 are dismissed.

Re: CRA 570 of 2017

6. It appears from the records that since the paper books in this matter have been prepared and served upon the respective parties, list the appeal on **10th March, 2026** under the heading “**Hearing**”.

7. Urgent photostat certified copy of this order, if applied for, be given to the parties as expeditiously as possible on compliance of necessary formalities.

(Rajasekhar Mantha, J.)

(Md. Shabbar Rashidi, J.)

