

25.09.2025
Court No.13
Item No. 11
sp

CRA 716 of 2017
With
CRAN 3 of 2024
Md. Samiruddin @ Sarajit Roy
Vs.
The State of West Bengal

Mr. Soumyajit Das Mahapatra,
Mr. Debasish Mukhopadhyay,
Ms. Jeenia Rudra,
Ms. Payel Chanda.

... For the Appellant.

Ms. Anasuya Sinha,
Ms. Suparna Chatterjee.

.... for the State.

1. The report of the Superintendent, Raigunj Open Correctional Home dated 21st September, 2025 has been placed before this Court and is taken on record.

2. It appears that the appellant has suffered 11 years and 18 days of incarceration as on 24th September, 2025. He has been sentenced to imprisonment for life of a minimum period of 25 years and fine and R.I. for one year under Sections 498A/326/307 of the IPC. His conduct in the Correction Home is reported to be “good”. Nothing adverse found against him by the Superintendent, Raigunj Open Correctional Home.

3. Having regard to the dicta of the Hon’ble Supreme Court in the case of **Sudan Singh Vs. State of Uttar Pradesh** reported in **(2013) 17 SCC 446**, this Court is inclined to suspend the

sentence of the appellant and enlarge him on bail until disposal of the appeal.

4. 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, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Jalpaiguri and subject to the condition that the appellants shall meet the Officer-in-Charge of the Mal Police Station, Jalpaiguri once in a month until further orders.

5. In default of complying of the aforesaid conditions, the bail shall automatically stand cancelled and the appellant shall be taken into custody.

6. The application being CRAN 3 of 2024 is allowed and 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.)