

16.09.2025
Court No.13
Item No. 48
pk

CRA 746 of 2017
With
CRAN 3 of 2019(Old No:CRAN 653 of 2019)
CRAN 4 of 2020 (Old No: CRAN 684 of 2020)

Bimal Sarkar and another
Vs.
The State of West Bengal

Mr. Avishek Sinha,
Ms. Madhusree Banerjee

... For the Appellant in CRAN 3 of 2019.

Ms. Amita Gaur

..For the State.

1. CRAN 3 of 2019 and CRAN 4 of 2020 are applications for suspension of sentence and grant of bail. The appellants were convicted under Section 302/394/34 of the IPC on 19.08.2017 passed by the learned Additional District & Sessions Judge, Fast Track Court No.-II, Bichar Bhawan, Kolkata. The application for bail being CRAN 3 of 2019 is canvassed on the ground that the appellant no. 2, namely, Akbar Shah is in custody for more than 18 years 9 months.

2. Let a report be submitted by the Superintendent, Lalgola Open Air Correctional Home as regards the conduct of the appellant no.2, namely, Akbar Shah during incarceration and while he was on parole, if any, and also indicate the antecedents of the appellant no.2. The medical condition of the appellant no. 2 shall also be indicated by the Superintendent, Lalgola Open Air Correctional Home in the said report.

3. Similarly, the Superintendent of the Presidency Correctional Home shall also submit a report on the lines indicated above with regard to the appellant no. 1, namely, Bimal Sarkar.
4. Let a copy of this order be served on the counsel for the State who shall obtain necessary report and place before this Court on the adjourned date.
5. List this matter on 25th September, 2025.
6. 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.)