

JPD-10
Ct No.07
12.06.2026
(SSS)

Calcutta High Court
In The Circuit Bench at Jalpaiguri
Appellate Side

CRA (DB) 34 of 2026
IA No: CRAN 1 of 2026

In the matter of: Suresh Roy

.... appellant/petitioner

Ms. Rima Sarkar,
Ms. Sidhi Sethia,
Ms. Suparna Paul

... for the appellant/petitioner

Mr. Jagriti Mishra, AAAG
Ms. Rajyashree Ghosh

....for the State.

1. The explanation for the delay furnished in the application is that the appellant was in custody during the relevant period and due to financial constraints, could not take out the appeal in time. Learned counsel for the appellant draws the attention of the Court to the fact that due to such financial issues, the appellant is conducting the present case through the Legal Services Authority.
2. Learned AAAG opposes the prayer for condonation. However, keeping in view the mitigating circumstances of the appellant as indicated above, we are of the opinion that sufficient explanation for the delay has been given.
3. Accordingly, CRAN 1 of 2026 is allowed, thereby condoning the delay in preferring CRA (DB) 34 of 2026.

4. The Department is permitted to open the envelope containing the impugned judgment for the limited purpose of calculating the limitation period and thereafter to re-seal the said judgment in the envelope, subject to further orders of the Court.
5. The appeal is admitted and will be heard on the grounds taken in the memorandum of appeal.
6. Issue usual notices.
7. Call for the records.
8. Paper books be prepared within a fortnight from date.
9. The component of fine in the impugned judgment shall remain stayed till disposal of the appeal.
10. Liberty to the parties to mention the appeal for enlistment as and when the same is ready for hearing.

(Sabyasachi Bhattacharyya, J.)

(Supratim Bhattacharya, J.)