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ITEM NO.35

COURT NO.4

SECTION IIB

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl)... 2012
CRLMP.NO(s). 14928 of 2012

(From the judgement and order dated 23/04/2008 in CRA No.689/2006, of The
HIGH COURT OF CALCUTTA)

ATIKUR RAHMAN

Petitioner(s)

VERSUS

STATE OF WEST BENGAL

Respondent(s)

(With appln(s) for c/delay in filing SLP,c/delay in refiling SLP and office
report)

Date: 26/11/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s)

Mr. Subhasish Bhowmick,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

Though there is a delay of 1401 days in filing and 13 days
in refiling the special leave petition having regard to the fact
that the petitioner is convicted for murder and sentenced to
undergo imprisonment for life and further that the petitioner
continuous to remain in jail, we are not inclined to reject the
special leave petition on the ground of limitation.

Delay condoned.

By the previous order we had asked the District Magistrate,
Murshidabad, West Bengal, to make an enquiry in regard to the
petitioner's claim that he was a minor on

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the date of occurrence. The District Magistrate has sent his
report dated September 20, 2012 according to which the date of
birth of the petitioner is correctly recorded in his school
certificate as October 02, 1973, and on that basis he would be a
juvenile on the date of occurrence.

Issue notice on the special leave petition and also on the
petition for bail.

|(Neetu Khajuria)

|(Sneh Bala Mehra)

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|Sr.P.A.

|Court Master

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