



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 2121/2022 @ SLP(Crl) No.2348/2020

ABDUS SATTAR @ ABDUS SATTAR MONDAL
@ ABDUL SATTAR

APPELLANT(S)

VERSUS

THE STATE OF WEST BENGAL

RESPONDENT(S)

O R D E R

Leave granted.

Learned counsel appearing for the respondent/State vehemently opposes the appeal.

Taking into consideration the fact that the order passed by the High Court has been stayed vide order dated 22.05.2020 and as a result of which the appellant is enjoying liberty for about two and a half years and further that the charge-sheet is filed, we are inclined to allow this appeal.

The order passed by the learned High Court dated 20.02.2020 and by the learned Addl. District and Sessions Judge dated 13.02.2020 are quashed and set aside and the order passed by the learned Additional Chief Judicial Magistrate dated 22.07.2019 is maintained.

The appeal is, accordingly, allowed.

Pending application(s), if any, shall stand disposed of.

.....J
(B.R. GAVAI)

.....J
(VIKRAM NATH)

NEW DELHI;
DECEMBER 01, 2022

ITEM NO.12

COURT NO.8

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 2348/2020

(Arising out of impugned judgment and order dated 20-02-2020 in
CRR No. 604/2020 passed by the High Court at Calcutta)

ABDUS SATTAR @ ABDUS SATTAR MONDAL @ ABDUL SATTAR PETITIONER(S)
VERSUS
THE STATE OF WEST BENGAL RESPONDENT(S)

Date : 01-12-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE VIKRAM NATH

For Petitioner(s) Mr. Siddhartha Dave, Sr. Adv.
Mr. Somesh Chandra Jha, AOR
Mr. Rahul Narang, Adv.
Mr. Shubham Gurang, Adv.
Mr. Madhav Chitale, Adv.

For Respondent(s) Ms. Astha Sharma, Adv.
Mr. Ravinder Singh, Adv.
Ms. Raveesha Gupta, Adv.
Ms. Mantika Haryani, Adv.
Mr. Sanjeev Kaushik, Adv.
Mr. Shreyas Awasthi, Adv.
Mr. Devvrat Singh, Adv.

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

Leave granted.

The appeal is allowed, in terms of the signed order.

(NARENDRA PRASAD)
ASTT. REGISTRAR-cum-PS

(ANJU KAPOOR)
COURT MASTER (NSH)

(Signed order is placed on the file)