

04. 26.09.2025
Court No.22.
(Pritam)

WPA 22772 of 2025

Bamapada Sarkar.

-Vs.-

State of West Bengal & Ors.

Mr. Kallol Mondal, Sr. Adv.,
Ms. Sucheta Mitra,
Mr. Sreyash Kumar Singh.

....for the petitioner.

Mr. Amitabrata Ray, Ld. GP.,
Mr. Ashish Kumar Guha,
Mr. Sayan Datta.

....for the State.

1. The Affidavit-of-Service filed in Court today is accepted and directed to be kept on record. The Court is satisfied that due service has been effected upon the necessary respondents.
2. Heard learned advocates for the respective parties at length.
3. Upon perusal of the instant Writ Petition, it appears that the Petitioner, Bamapada Sarkar, is a convict who has been in custody for a substantial period, exceeding 23 years, 1 month, and 16 days.
4. The Court notes that the Petitioner's conduct has been certified as satisfactory, as is evident from the Conduct Certificate issued by the Superintendent, Midnapore

Central Correctional Home, Paschim Midnapore, annexed at page-1 of this Writ Petition.

5. Considering the satisfactory conduct of the Petitioner, the prolonged period of detention already undergone, and the relevant Rules of the West Bengal Jail Court relating to remission, the Court has taken note of the submissions.
6. Learned Counsel representing the Petitioner has relied upon the following authoritative pronouncements of the Hon'ble Supreme Court in support of the prayer for remission:
 7. (i) *Satish @ Sabbe vs. State of Uttar Pradesh* reported in (2021) 14 SCC 580;
 - (ii) *Shor vs. State of Uttar Pradesh & Anr.* reported in (2021) 14 SCC 820;
 - (iii) *Laxman Naskar vs. Union of India & Ors.* reported in (2000) 2 SCC 595.
8. Having regard to the overall facts, and with a view to meet the ends of justice, the Court directs that the prayer for remission of sentence and the conduct record of the Petitioner, Bamapada Sarkar, be considered sympathetically by the appropriate statutory authority.
9. In view of the above, the Writ Petition being WPA 22772 of 2025 is accordingly disposed of with a direction

upon the competent authorities to consider the prayer of the petitioner for remission of sentence.

10. The competent authority shall treat the present Writ Petition as a formal representation for remission and pass a necessary, reasoned order thereon within a reasonable period, preferably within three months from the date of communication of this Order.
11. There shall be no order as to costs.

(Uday Kumar, J.)