

Sl No.59
Gb

26.09.2025
Ct. No.22

WPA 23156 of 2025

Rafique Khan
-Vs.-
State of West Bengal & Ors.

Mr. Sourav Chatterjee, Sr. Adv.,
Ms. Sumitra Das
...for the petitioner

Mr. Amitabrata Ray
Ms. Parna Roy Choudhury
...for the State

1. Affidavit-of-service filed in Court today is taken on record.
2. Heard learned advocates for the respective parties at length.
3. Upon perusal of writ petition, it appears that the writ petitioner is a convict, who is languishing in jail for more than 19 years 05 months and 25 days. The conduct is found to satisfactory as it appears from the Conduct Certificate of the Superintendent, Baruipur Central Correctional Home, Kolkata -144 annexed at p-1 of this writ petition.
4. Considered such conduct of the petitioner, the prolonged period of detention and the relevant Rules of West Bengal Jail Court relating to remission, the learned advocate representing the

petitioner relies on the following three judgments of the Hon'ble Supreme Court;

- (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.

5. At the time of hearing, the prayer for remission of sentence and conduct of the petitioner, namely, *Rafique Khan* may be considered sympathetically for the ends of justice.
6. The writ petition is accordingly disposed of with a direction upon the authorities to consider the prayer of petitioner for remission of sentence after treating the writ petition as a representation within three months from the date of the order.
7. The writ petition being WPA 23156 of 2025 is accordingly disposed of.

(Uday Kumar, J.)