

GAHC010011972026



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Crl.)/61/2026

UTTAM BISWAS
S/O LATE SUSHIL BISWAS, VILL.- JHAPSHABAI PART- IV, P.S.- AGOMANI,
DIST.- DHUBRI, ASSAM.

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

2:BISHNU BISWAS
S/O LATE CHANTU BISWAS
VILL.- JHAPSHABAI PART- IV
P.S.- AGOMANI
DIST.- DHUBRI
ASSAM
PIN- 783331

Advocate for the Petitioner : MR. A RAHMAN,

Advocate for the Respondent : PP, ASSAM,

Linked Case : Crl.A./230/2024

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S/O LATE SUSHIL BISWAS
VILL.- JHAPSHABAI PART- IV
P.S.- AGOMANI
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ASSAM
PIN- 783331.

Advocate for : MR. A RAHMAN
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR

BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : 11.02.2026

(Nelson Sailo, J)

Heard Mr. A. Rahman, learned counsel appearing for the applicant who submits that by filing this application, the applicant seeks suspension of the execution of the sentence order dated 15.09.2023 passed by the learned Additional Sessions Judge, Dhubri in Sessions Case No. 160/2018 by which the applicant has been sentenced to undergo rigorous imprisonment for life under Section 302 of IPC with fine and default clause and rigorous imprisonment for 1(one) year under Section 324 IPC with fine and default clause and also rigorous imprisonment for 1(one) month under section 447 of IPC. The learned counsel submits that all the sentences have been

directed to run concurrently.

Issue notice returnable within 3(three) weeks.

Mr. R.R. Kaushik, learned Additional Public Prosecutor accept notice on behalf of respondent No. 1 and prays for two weeks time to file objection.

Applicant to serve notice to the respondent No. 2 through Mr. A. Das, who is the appointed counsel of respondent No. 2 and the applicant shall obtain the report regarding the notice from Mr. A. Das and thereafter, submits that same before the Registry as proof of service. The respondent No. 2 is also at liberty to file objection, if so advised.

List on 17.03.2026.

JUDGE

JUDGE

Comparing Assistant