

GAHC010019582026



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

Case No. : CrI.A./46/2026

MD MUKSIDUR RAHMAN
S/O MR AMJAD ALI, R/O VILL. SAGUNBARI, WARD NO 10, MOIRABARI,
DIST MORIGAON, ASSAM, PIN 782126

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM, GAUAHTI HIGH
COURT AT GUWAHATI

2:MOFIZA KHATUN
WO JAHIRUL ISLAM
RO VILL SAGUNBAHI
WARD NO 10
MOIRABARI
PO SAGUNBAHI
PS MOIRABARI
DIST MORIGAON
ASSAM
PIN 78212

Advocate for the Petitioner : MR Z KAMAR, MR S J CHOUDHURY,P D CHOUDHURY,MS N
BEGUM,MR. BISWAJIT TALUKDAR

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MR. JUSTICE NELSON SAILO
HON'BLE MR. JUSTICE PRANJAL DAS
O R D E R

11.02.2026
(Nelson Sailo, J)

Heard Ms. N. Begum, learned counsel for the appellant, who submits that by filing this appeal, the appellant has challenged the impugned judgment dated 10.12.2025 passed by the Court of learned Additional Sessions Judge-cum-Special Judge (POCSO), Morigaon in POCSO Case No.55/2024 rising out of Moirabari P.S Case No.31/2024, whereby the appellant has been convicted under Section 448 IPC as well as under Section 6 of POCSO Act. For conviction under Section 448 IPC, the appellant has been sentenced to undergo rigorous imprisonment for one year and for conviction under Section 6 of POCSO Act, rigorous imprisonment for 20(twenty) years with fine of Rs.15,000/- (rupees fifteen thousand) with the default clause.

Let the appeal be admitted.

Call for the TCR.

Issue notice to the State as well as the complainant.

Mr. R.R Kaushik, learned Additional Public Prosecutor accepts notice on behalf of the State.

Appellant to submit copy of the memo of appeal before the Registry of this Court and the Registry shall thereafter furnish the same to the Office of the Additional Public Prosecutor along with the notice to be served on respondent No.2 complainant. Office of the Additional Public Prosecutor

shall thereafter cause service of notice to the complainant through the Officer-in-Charge of the police station concerned and the Officer-in-charge shall report back about the service of notice through the same office.

List the matter again on receipt of the TCR.

JUDGE

JUDGE

Comparing Assistant