

GAHC010019582026



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

Case No. : I.A.(Crl.)/115/2026

MD MUKSIDUR RAHMAN
SO MR AMJAD ALI
RO VILL SAGUNBARI
WARD NO 10
MOIRABARI
DIST MORIGAON
ASSAM
PIN 782126

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY PP
ASSAM.

2:MOFIZA KHATUN
WO JAHIRUL ISLAM
RO VILL SAGUNBAHI
WARD NO 10
MOIRABARI
PO SAGUNBAHI
PS MOIRABARI
DIST MORIGAON
ASSAM
PIN 782126

Advocate for : MR Z KAMAR
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR

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 applicant, who submits that by filing this application, the applicant prays for suspension of the execution of the sentence 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 applicant 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.

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 application 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 along with Crl.A.46/2026.

JUDGE

JUDGE

Comparing Assistant