

GAHC010031352023



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

Case No. : CrI.A./73/2023

SUDIP BISWAS @ BURA

Address - S/O LATE PRAKASH BISWAS, R/O NO. 1 DHUPURI, P.S.-
MANIKPUR, DIST.- BONGAIGAON (ASSAM).

VERSUS

THE STATE OF ASSAM AND ANR .
TO BE REP. BY P.P., ASSAM.

2:PHULKUMARI HARIJON
W/O JAGLAL HARIJON
R/O NO. 1 FAGUNAGAON
P.S.- BIJNI
DIST.- CHIRANG
ASSAM

Advocate for the Petitioner : MR H R A CHOUDHURY

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : 03-03-2023
(M. Zothankhuma, J)

Heard Mr. RA Choudhury, learned counsel appearing on behalf of Mr. HRA Choudhury, learned senior counsel for the appellant, who submits that the judgment and order dated 26.07.2022, passed by the learned Sessions Judge

Bongaigaon in Sessions Case No. 49(M)/2018, convicting the appellant under Section 376(1) IPC and sentencing him to undergo rigorous imprisonment for 12 (twelve) years and to pay a fine of Rs. 50,000/-, in default simple imprisonment for 1 (one) year should be set aside.

Admit the appeal. Call for the LCR.

Issue notice, returnable in 4 (four) weeks.

Ms. S Jahan, learned Additional Public Prosecutor accepts notice on behalf of the State respondent No. 1.

Appellant to take steps for service of notice upon respondent No. 2 by registered post with A/D within a week

List the matter ***after receipt of the LCR.***

JUDGE

JUDGE

Comparing Assistant