

GAHC010038442026



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

Case No. : I.A.(CrI.)/195/2026

SARIF UDDIN BARBHUIYA AND 8 ORS
S/O MD. NURUL ISLAM R/O VILL.- NIZ KATIGORAH PT. III P.O- KATIGIRAH
DISTRICT- CACHAR, ASSAM PIN- 788805

2: SHAHIN UDDIN BARBHUIYA
S/O NURUL ISLAM BARBHUIYA R/O VILL.- NIZ KATIGORAH PT. III
P.O- KATIGORAH. DISTRICT- CACHAR
ASSAM

3: BODRUL ISLAM BARBHUIYA
S/O LATE FAIZUR RAHMAN

4: MOKLISUR RAHMAN BARBHUIYA
S/O LATE FAIZUR RAHMAN

5: SAHAB UDDIN BARBHUIYA
S/O MD. NURUL ISLAM

6: MANIK UDDIN BARBHUIYA
S/O LATE MAHMUD ALI

7: MUSTAK AHMED BARBHUIYA
S/O NAZRUL ISLAM ALI ARE THE RESIDENT OF VILL - NIZ KATIGORAH
PT.III
P.S - KATIGORAH
DISTRICT- CACHAR

8: BAPPON UDDIN ALIAS MOHI UDDIN BARBHUIYA
S/O NURUL ISLAM VILL - KATIGORAH PT.III
P.S - KATIGORAH
DISTRICT-CACHAR

9: DILWAR ISLAM BARBHUIYA ALIAS MITHU
S/O- MOHIBUR RAHMAN

R/O VILL - SRIKONA PT.II PS- SILCHAR
DISTRICT- CACHA

VERSUS

THE STATE OF ASSAM AND 14 ORS
TO BE REPRESENTED BY THE LEARNED PUBLIC PROSECUTOR, ASSAM

2:SAHIR AHMED BARBHUIYA
S/O SAMSUL HAQUE

3:MAMOUN AHMED BARBHUIYA
S/O SAMSUL HAQUE

4:RAFIQUL AHMED BARBHUIYA
S/O SAMSUL HAQUE

5:ALI AHMED BARBHUIYA
/O SAIFUL HOQUE BARBHUIYA

6:NOOR AHMED BARBHUIYA
S/O SAIFUL HOQUE BARBHUIYA

7:ABDUS SALAM BARBHUIYA
S/O LATE HAMID BARBHUIYA

8:ABDUL KALAM BARBHUIYA
S/O LATE HAMID BARBHUIYA

9:NUR AHMED BARBHUIYA
S/O FAIZUR RAHMAN BARBHUIYA

10:ABDUL MUNIM BARBHUIYA
S/O LATE ABDUL GONI

11:ABDUL MUQUETH BARBHUIYA
S/O LATE ABDUL GONI

12:SAHIN AHMED
LATE SUNAHOR ALI LASKAR

13:FARUK AHMED BARBHUIYA
S/O SAIFUL HAQUE BARBHIYA

14:MAKBUL AHMED BARBHUIYA
S/O SAMSUL HAQUE BARBHUIYA

15:BAHAR UDDIN BARBHUIYA

S/O MUSABBIR ALI BARBHUIYA
ALL ARE THE RESIDENT OF VILL - NIZ KATIGORAH PT.III
P.S - KATIGORAH
DISTRICT- ACHAR PIN-78880

Advocate for the Petitioner : SABRISH AHMED, MS. S D HUSSAIN,MS A HUSSAIN

Advocate for the Respondent : PP, ASSAM,

Linked Case : ST.Rev./0/0

SARIF UDDIN BARBHUIYA
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S/O MUSABBIR ALI BARBHUIYA
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P.S - KATIGORAH
DISTRICT- ACHAR PIN-788805

Advocate for : SABRISH AHMED
Advocate for : appearing for THE STATE OF ASSAM

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA

O R D E R

Date : 27.02.2026.

Heard Ms. A. Hussain, learned counsel appearig for the applicant/appellant. Also heard Mr. P.S. Lahkar, learned Addl. P.P., Assam appearing on behalf of the State respondent No.1.

This is an application Section 5 of the Limitation Act, 1963 for condonation of delay of 117 days, in filing the connected Criminal Appeal against the impugned judgment and order dated 25.07.2024, passed by the learned Addl. Sessions Judge (FTC), Cachar at Silchar in Sessions Case No.06/2013, in connection with Katigoray P.S. Case No.394/2009.

Issue notice to the respondents, returnable in three (3) weeks.

Since Mr. Lahkar, the learned Addl. P.P., Assam has entered appearance and accepted notice on behalf of the State respondent No. 1, no formal notice is required to be issued to the said respondent. However, he shall be provided with

requisite extra-copy of the application during the course of the day.

Applicant to take steps for service of notice upon the remaining respondent through speed post as well as through usual process. Steps within three (3) working days.

List the matter after three (3) weeks, on a date to be fixed by the Registry.

JUDGE

Comparing Assistant