

GAHC010039332023



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

Case No. : CrI.A./67/2023

HITESH BARMAN
S/O SWATI BARMAN,
R/O DOLOIGAON, BHATIPARA,
P.S. AND DIST.- BONGAIGAON, ASSAM.

VERSUS

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

2:KALPANA GHOSH
W/O CHITU GHOSH

VILL.- BHAKARIVITA

P.O.- BHAKARIVITA

P.S. AND DIST.- BONGAIGAON
ASSAM
PIN- 783380

Advocate for the Petitioner : MR. A R SIKDAR, MS. F H AHMED,MR S H MAHMUD,MS. B CHETIA,MR S ISLAM,MR. M U MAHMUD,MR. A K DAS,MS K LOYA,D HUSSAIN,MR. S I TALUKDAR,MD A ALI

Advocate for the Respondent : PP, ASSAM,

Linked Case : I.A.(CrI.)/144/2023

HITESH BARMAN
S/O SWATI BARMAN
R/O DOLOIGAON
BHATIPARA
P.S. AND DIST.- BONGAIGAON
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ASSAM
PIN- 783380.

Advocate for : MR. A R SIKDAR

Advocate for : PP

ASSAM appearing for THE STATE OF ASSAM AND ANR.

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

27.03.2026

(S.K. Medhi, J)

Heard Shri M.U. Mahmud, learned counsel for the appellant, who has submitted that he has been engaged recently. Also heard Ms. B. Bhuyan, learned Addl. Public Prosecutor.

Also perused the order dated 03.04.2024 along with the communication dated 02.04.2024 issued from the concerned Bongaigaon P.S. wherein it has been stated that despite numerous attempts, the respondent no.2 could not be served.

Since the conviction and sentence involve the POCSO Act, we appoint Ms. Marami Pathak as Amicus Curiae to appear on behalf of the respondent no.2.

Let copy of the Paper Book be served upon the learned Amicus Curiae, whose name is also to be reflected in the cause list.

Shri Mahmud, the learned counsel for the petitioner as well as Ms. Bhuyan, the learned Addl. PP prays for a liberty to get the Paper Book photocopied at their own cost. Office to facilitate the same.

Let this matter be listed for hearing on 21.04.2026.

JUDGE

JUDGE

Comparing Assistant