

GAHC010056082025



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

I.A.(CrI.)/320/2025

SRI RAJU HAZARIKA ALIAS BORAH
S/O- LUKARAM HAZARIKA
RESIDENT OF VILLAGE DOLOPA PATHAR
UNDER LALUK POLICE STATION
IN THE DISTRICT OF LAKHIMPUR
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR
ASSAM

2:SMT SAFIRA TOPNO
W/O- SURESH TOPNO

RESIDENT OF VILLAGE DOLOPA PATHAR
UNDER LALUK POLICE STATION
IN THE DISTRICT OF LAKHIMPUR
ASSAM

Advocate for : MR. C TALUKDAR
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 20.01.2026

Heard the learned Senior Counsel Mr. S Sarma assisted by Mr. D.K. Bhattacharyya appearing for the applicant. Also heard Mr. R J Baruah, the learned Addl. Public Prosecutor

appearing for the State of Assam and A. Tewari, the learned counsel appearing for the respondent No. 2.

2. This is an application under Section 430 of the BNSS, 2023 praying for suspension of sentence and for releasing the applicant on bail.

3. Mr. Baruah as well as Mr. Tewari have objected to this petition on the ground that there are sufficient evidence against the present petitioner.

4. I have considered the submissions made by the learned counsel of both sides.

5. After hearing the learned counsel of both sides, it is hereby directed that the sentence imposed upon the applicant Raju Hazarika alias Borah by the learned Addl. Sessions Judge, Lakhimpur, North Lakhimpur in Sessions Case No.105(NL)/2024 shall remain stayed till disposal of the connected appeal.

6. The applicant Raju Hazarika alias Borah shall be released on bail of ₹25,000/- with a surety of like amount to the satisfaction of the learned Sessions Judge, Lakhimpur, North Lakhimpur.

With the aforesaid direction, the IA stands disposed of.

JUDGE

Comparing Assistant