

GAHC010059302024



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

Case No. : CrI.A./113/2024

MONIRUDDIN AND ANR.
S/O LATE AKKASH ALI,
VILL.- LATANI CHAPORI,
P.S.- RUPAHIHAT,
DIST.- NAGAON, ASSAM.

2: MOHAMMAD ALI
S/O LATE AKKASH ALI

VILL.- LATANI CHAPORI

P.S.- RUPAHIHAT

DIST.- NAGAON
ASSAM

VERSUS

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

2: ABBAS ALI
S/O ZINNAT ALI

VILL.- LATANI CHAPORI

P.S.- RUPAHIHAT

DIST.- NAGAON
ASSAM

Advocate for the Petitioner : MR. Y S MANNAN

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

01.05.2024

[M. Choudhury, J.]

Heard Mr. Y. Mannan, learned counsel for the accused-appellants and Ms. S.H. Bora, learned Additional Public Prosecutor for the respondent no. 1, State of Assam.

The accused-appellants, 2 [two] in nos., have preferred the criminal appeal under Section 374[2] of the Code of Criminal Procedure against a Judgment and Order dated 25.01.2024 passed in Sessions [T-1] Case No. 14[N]/2014 by the learned Sessions Judge, Nagaon. By the said Judgment and Order dated 25.01.2024, the accused-appellants have been convicted for the offences punishable under Sections 302/34 of the Indian Penal Code [IPC] and sentenced them to undergo rigorous imprisonment for life and to pay a fine of Rs. 20,000/- each and in default of payment of fine, to undergo further simple imprisonment for 6 [six] months.

The appeal is admitted for hearing.

Let the case records of Sessions [T-1] Case No. 14[N]/2014 be called for from the learned trial court.

Issue notice, returnable in 4 [four] weeks.

As Ms. Bora, learned Additional Public Prosecutor, Assam has appeared and accepted notice on behalf of the respondent no. 1, State of Assam, issuance of formal notice to the respondent no. 1 is dispensed with.

The accused-appellants shall take steps for service of notice upon the respondent no. 2, by registered post with A/D as well as by usual process, within 3 [three] working days.

List the case after 4 [four] weeks.

JUDGE

JUDGE

Comparing Assistant