

GAHC010080282025



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

**Case No. : CrI.A./136/2025**

AMAR MANDAL  
S/O- NABIN MANDAL  
R/O- SANKARDEV NAGAR, WARD NO.5, P.O.- MORIGAON, P.S.-  
MORIGAON. PIN- 782105  
DIST.- MORIGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR  
REPRESENTED BY PP, STATE OF ASSAM, GAUHATI HIGH COURT.

2:SMTI. KABITA PATAR  
W/O- BABUL PATAR

R/O- VILL.- BANPARA  
UNDER MORIGAON POLICE STATION  
DIST.- MORIGAON  
ASSAM  
PIN- 78210

**Advocate for the Petitioner** : MRS PURABI HAZARIKA, MR D K BHATTACHARYYA,MR. B CHAKRABORTY

**Advocate for the Respondent** : PP, ASSAM,

**BEFORE**  
**HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**  
**HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER**

**ORDER**

**23.04.2025**

*(S.K. Medhi, J.)*

Heard Shri DK Bhattacharyya, learned counsel for the appellant, who has preferred this appeal under Section 415 of the BNSS, 2023 against the judgment and order dated 24.02.2025 passed by the learned Additional Sessions Judge-cum-Special Judge (POCSO), Morigaon in POCSO Case No. 07/2024 sentencing the appellant to undergo RI for 20 years with a fine of Rs.10,000/- and in default to further undergo RI for three months for the offence under Section 376(3) of the Indian Penal Code read with Section 4(2) of the POCSO Act.

2. Admit.

3. Call for the records.

4. Ms. S. Jahan, learned Additional Public Prosecutor, Assam accepts notice on behalf of the respondent no. 1.

5. Let steps for service of notice upon the respondent no. 2 be taken by the appellant which is to be routed through the Office of the learned PP, Assam within two working days.

6. List after 6(six) weeks along with the service report as well as report on receipt of records.

**JUDGE**

**JUDGE**

**Comparing Assistant**