

GAHC010084452026



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

Case No. : CrI.A./160/2026

BAHAR UDDIN BARBHUIYA
S/O LATE AKRAM ALI BARBHUIYA, R/O VILL- NUTAN RAMNAGAR PART-
IV, P.O- NUTAN RAMNAGAR, P.S- SONAI, DIST- CACHAR, ASSAM, PIN-
788126

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:KABIR HUSSAIN BARBHUIYA
S/O PAKI MIA BARBHUIYA
R/O VILL- NUTAN RAMNAGAR PART- IV
P.O- NUTAN RAMNAGAR
P.S- SONAI
DIST- CACHAR
ASSAM
PIN- 78812

Advocate for the Petitioner : MR. M K HUSSAIN, MR. M ALOM,MS. F H AHMED,MRS. S Y AHMED

Advocate for the Respondent : PP, ASSAM,

Linked Case : I.A.(CrI.)/451/2026

BAHAR UDDIN BARBHUIYA
S/O LATE AKRAM ALI BARBHUIYA

R/O VILL- NUTAN RAMNAGAR PART- IV
P.O- NUTAN RAMNAGAR
P.S- SONAI
DIST- CACHAR
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2:KABIR HUSSAIN BARBHUIYA
S/O PAKI MIA BARBHUIYA
R/O VILL- NUTAN RAMNAGAR PART- IV
P.O- NUTAN RAMNAGAR
P.S- SONAI
DIST- CACHAR
ASSAM
PIN- 788126

Advocate for : MR. M K HUSSAIN
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 05.05.2026

Learned counsel Mr. M.K. Hussain is present for the appellant Bahar Uddin Barbhuiya, who is aggrieved by the judgment dated 30.03.2026 and the order dated 31.03.2026 passed by the learned Additional Sessions Judge No. 3, Cachar, Silchar in connection with Sessions Case No. 254/2024, convicting and sentencing the appellant under Section 448 of the Indian Penal Code, 1860 (IPC for short) to undergo rigorous imprisonment for 6 (Six) months and to pay a

fine of Rs.500/- (Rupees Five Hundred) with default stipulation and under Section 376 (1) IPC to undergo rigorous imprisonment for 10 (Ten) years and to pay a fine of Rs.10,000/- (Rupees Ten Thousand) with default stipulation .

Learned Additional Public Prosecutor Mr. D.P. Goswami is present for the respondent State and has also accepted notice. Thus, no formal notice is required to be issued.

Issue notice to respondent No. 2, returnable within four weeks.

Appeal is admitted.

Call for the Trial Court Records.

Learned Additional Public Prosecutor has submitted that he will file an objection in connection with I.A.(CrI.)/451/2026.

List accordingly.

JUDGE

Comparing Assistant