

GAHC010165582025



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

Case No. : CrI.A./29/2026

SRI KARTIK GARH
S/O LATE BISHNU GARH
R/O DOBA GRANT
P.O DUBBA, MAHMORA
DIST- CHARAIDEO,
PIN-785673, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY PP, ASSAM

2:SMTI. MANJU GARH
D/O- LATE JAGAT GARH
R/O- VILLAGE-DOBA GRANT
P.S- MORANHAT
DIST- CHARAIDEO
PIN-785673 ASSA

Advocate for the Petitioner : MR DIGANTA KUMAR NATH,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA

ORDER

Date : 18.02.2026

Heard Mr. D. K. Nath, learned counsel for the petitioner and Mr. B. Sarma,
learned Addl. Public Prosecutor.

This criminal appeal has been filed under Section 415 of BNSS, 2023 against the judgment and order dated 18.03.2015 passed by the learned Sessions Judge, Charaideo, Sonari in Sessions (Cha) Case No. 62/2021, convicting the accused appellant under Section 376(1) of the IPC and sentenced to undergo 10 years rigorous imprisonment and to pay a fine of Rs.2,000/-, in default SI for 2 months.

The appeal is admitted.

Issue notice.

No formal notice is required to be served to the State respondent No. 1. However, the copy of the petition may be served during the course of the day.

The appellant to take steps for service of notice upon the respondent No. 2 through office of the Public Prosecutor to be routed through the office of the Registry.

Call for the TCR.

List this matter after **4(four) weeks** on a date to be fixed by the Registry.

JUDGE

Comparing Assistant