

GAHC010175262025



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

I.A.(Crl.)/859/2025

RAJU DAS @ BABU
S/O. SRI KHOGEN DAS BUDHOR
R/O. NAMDANG SILAR SAKU
P/S. AND DIST. SIVASAGAR
ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REP. BY THE PP
ASSAM

2:NIRANJAN SARMAH
S/O. LT. RAMESH CHANDRA SARMAH
R/O. AMULAPATTY
P/S. AND DIST. SIVASAGAR
ASSAM. -----
Advocate for : MR J PAYENG
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY
ORDER

12.08.2025

Heard Mr. J. Payeng, learned counsel for the applicant-appellant and Mr. B. Sarma, learned Special Public Prosecutor for the opposite parties-respondents, Wildlilfe.

2. The instant interlocutory application is preferred seeking suspension of execution of the sentence passed against the applicant-appellant and for his release on bail.
3. The applicant as the appellant has preferred the accompanying criminal appeal under Section 415 of BNSS, 2023 against a Judgment and Order dated 21.07.2025 passed by the Court of learned Additional Sessions Judge [FTC] –cum- Special Judge, Sivasagar in Special [WL] Case no. 01/2022, which arose out of Case no. SIV/S/15 of 2021-22. By the Judgment and Order dated 21.07.2025, the applicant-appellant has been convicted for the offence under Section 51 of Wildlife Protection Act and he has been sentenced to undergo rigorous imprisonment for seven years and to pay fine of Rs. 50,000/-, in default of payment of fine, to undergo simple imprisonment for another year.
4. Issue notice, returnable on 10.09.2025.
5. As Mr. Sarma, learned Special Public Prosecutor, Wildlife has appeared and accepted notices on behalf of both the opposite parties, issuance of formal notice to the opposite parties is dispensed with. The learned counsel for the applicant-appellant shall furnish an extra copy of the interlocutory application along with the annexures, to Mr. Sarma within 3 [three] working days from today.
6. The prayer made in this interlocutory application will be considered after receipt of the TCR.
7. The opposite parties may file their objection to the interlocutory application on or before the returnable date, if so advised.
8. List the case on 10.09.2025.

JUDGE

Comparing Assistant