

GAHC010192792026



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

Case No. : Crl.A./322/2026

SHRI KAMAL BANIA AND ANR.
SO LATE KRISHNA BANIA, RO. VILL NO. 1 POKADOL, P/S. BIHPURIA, DIST.
LAKHIMPUR.

2: JIBAN DUTTA
SO LATE TANKESHWAR DUTTA
RO VILL NO 1 POKADOL
PS BIHPURIA
DIST LAKHIMPU

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR. N BORAH, MR. N BORAH, S K LAHAN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
HONOURABLE MR. JUSTICE NCHUMBEMO MOZHUI

ORDER

Date : 14.09.2026

(M. Zothankhuma, J)

1. Heard Mr. N. Borah, learned counsel for the appellants, who submits that vide the impugned Judgment dated 10.08.2026 passed by the learned

Sessions Judge, Lakhimpur at North Lakhimpur in Sessions Case No. 1(NL)/2019, the appellants have been convicted under Sections 148, 448/149, 302/149, 323/149 and 436/149 IPC. He submits that the appellants have been sentenced to undergo (1) rigorous imprisonment for 3 years with fine of Rs.5,000/- each, in default, to undergo rigorous imprisonment for 3 months under Section 148 IPC. They have also been sentenced to (2) undergo rigorous imprisonment for 1 year with a fine of Rs.1,000/- each, in default, to undergo rigorous imprisonment for 1 month each under Section 448/149 IPC, (3) to undergo rigorous imprisonment for 1 year each with a fine of Rs.1,000/- each, in default, to undergo rigorous imprisonment for 1 month under Section 323/149 IPC. They have also been sentenced (4) to undergo rigorous imprisonment for life with a fine of Rs.10,000/- each, in default, to undergo rigorous imprisonment for 6 months under Section 302/149 IPC.

2. Admit the appeal.
3. Call for the TCR.
4. Issue notice, returnable on 07.12.2026.
5. Ms. A. Begum, learned Addl. P.P accepts notice on behalf of the State.
6. List the matter on **07.12.2026.**

JUDGE

JUDGE

Comparing Assistant