

GAHC010194552025



undefined

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

Case No. : Crl.A./353/2025

SRI MANIK BISWAS AND 4 ORS
S/O LATE NITAL BISWAS, R/O KALIA GAON,P.S. DHOLLA, DIST. TINSUKIA,
ASSAM, PIN 786154

2: KIRAN BISWAS S/O LATE NITAI BISWAS R/O KALIA GAON
P.S. DHULIA DIST. TINSUKIA ASSAM PIN 786154

3: POTOI BISWAS W/O SRI MANIK BISWAS R/O KALIA GAON
P.S. DHOLLA DIST. TINSUKIA ASSAM PIN 786154

4: RATAN BISWAS S/O SRI JOYAL BISWAS R/O HATI CAMP
PS. DHOLLA DIST. TINSUKIA ASSAM PIN 786154

5: HEMANTA BISWAS S/O SRI UDDAB CH. BISWAS
R/O HATI CAMP P.S. DHOLLA DIST. TINSUKIA ASSAM PIN 78615

VERSUS

THE STATE OF ASSAM
REPRESENTED BY ITS PUBLIC PROSECUTOR

Advocate for the Petitioner : MR. BHASKAR DUTTA, SENIOR ADVOCATE, MS L
RONGPIPI,MR JITENDRA DAS,MR. SAILENDRA DEKA

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 09.09.2025

Heard Mr. B. Dutta, learned Senior Counsel, assisted by Mr. J. Das, learned counsel, appearing for the appellant. Also heard Mr. R. J. Baruah, learned Additional Public Prosecutor, appearing for the State Respondent.

The present appeal has been instituted under Section 415(2) of BNSS 2023, assailing the judgment dated 27.06.2025 and order dated 30.06.2025, passed by the learned Additional Sessions Judge (FTC) No.2, Tinsukia, in Sessions Case No.52(CH)/2021, convicting the appellants under Sections 341/342/304(2)/34 of IPC, and sentencing them to undergo rigorous imprisonment of 10(ten) years and to pay a fine of Rs.50,000/-(Rupees Fifty Thousand), in default, to undergo a further term of simple imprisonment of 6(six)months for the offence under Section 304(II) of IPC; with simple imprisonment of 1(one) month and to pay a fine of Rs.500/-(Rupees Five Hundred), in default to undergo a further term of simple imprisonment of 15(fifteen) days for the offence under Section 341 of IPC and with rigorous imprisonment of 3(three) months and to pay a fine of Rs.1000/-(Rupees One Thousand) in default to undergo a further term of simple imprisonment for 1(one) month for the offence under Section 342 of IPC. The said sentences are directed to run concurrently.

Issue notice.

Registry to take steps for requisitioning of the Trial Court Records within a period of 1(one) week from today and list this matter immediately upon the receipt of the Trial Court Records.

JUDGE

Comparing Assistant