

GAHC010200932024



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

Case No. : Crl.A./331/2024

RAKESH CHANDRA MAL DAS
S/O ANIL CHANDRA MAL DAS, RESIDENT OF VILLAGE SURENDRA
SARKAR PARA, PS SHANTI BAZAR, PO UTTAR TAKMACHERRA, DIST
SOUTH TRIPURA, STATE TRIPURA, 799144

VERSUS

THE STATE OF ASSAM AND ANR.
REPRESENTED BY PP ASSAM

2:WSI(P) NOOR NEHA BEGUM
PS BADARPUR DIST KARIMGANJ
ASSAM 78880

Advocate for the Petitioner : MS D BORGOHAIN, MR. P GOHAIN,MS. M SARMAH,MS. K
BORUAH,MS M BORAH

Advocate for the Respondent : PP, ASSAM,

Linked Case : Crl.A./62/2024

MAYA SAH AND 3 ORS
D/O ACCHALAL SAH R/O VILL. NEW MILAN PALLY
SILIGURI P.S. SILIGURI (T) P.O. SILIGURI BAZAR DIST. SILIGURI GRP WEST
BENGAL PIN 734001

2: SUKLA SAH
W/O MUNNA SAH R/O VILL BHAKTI NAGAR SILIGURI P.S. BHAKTI NAGAR

DIST. SILIGURI POLICE COMMISSIONERATE WEST BANGAL PIN 734007

3: TAPASYA DAS
W/O SUBHASH DAS R/O IOC ROAD JANATPARA BHAKTI NAGAR P.S.
BHAKTI NAGAR DIST. SILIGURI POLICE COMMISSIONERATE WEST
BENGAL PIN 734007

4: SUBHANKAR DAS
SUBHASH DAS R/O IOC ROAD JANATPARA BHAKTI NAGAR P.S. BHAKTI
NAGAR DIST. SILIGURI POLICE COMMISSIONERATE WEST BENGAL PIN
734007
VERSUS

THE STATE OF ASSAM AND ANR
REP BY THE PP ASSAM

2: WSI(P) NOOR NEHA BEGUM
P.S BADARPUR DIST. KARIMGANJ ASSAM PIN 7888806

Advocate for : MS D BORGOHAIN
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 25.06.2025

1. Heard Mr.A.K.Gupta, learned counsel for the appellants and Mr. B.Sharma, learned Additional Public Prosecutor for the State of Assam/respondent Nos. 1 and 2.
2. This is an appeal filed under Section 374(2) Cr.P.C. against the judgment and order dated 30.11.2023 passed by the learned Sessions Judge, Karimganj in connection with Special NDPS Case No. 04/2023, whereby the accused/appellant Rakesh Chandra Mal Das was convicted to undergo rigorous imprisonment for a period of 10(ten) years and to pay a fine of Rs.1,00,000/- with default stipulation to undergo further simple imprisonment for 1(one) year

each for committing the offence under Section 20(b)(ii)(C)/29 of NDPS Act.

3. The appeal is admitted.
4. List the matter on **24.07.2025.**

JUDGE

Comparing Assistant