

GAHC010251532024



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

Case No. : Crl.A./407/2024

DHRUBA DAS
S/O DHIREN CH. DAS,
RESIDENT OF VILLAGE SARPARA, PS PALASHBARI, DIST KAMRUP
ASSAM

VERSUS

STATE OF ASSAM AND ANR
REPRESENTED BY PP ASSAM

2:JULI RANI SONOWAL
W/O RAJU SONOWAL
PS PALASHBARI
DIST KAMRUP ASSA

Advocate for the Petitioner : MR D TALUKDAR, MS B GOSWAMI, MS P SAIKIA

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA**

ORDER

Date : 05.12.2024

Heard Mr. D. Talukdar, learned counsel for the appellant. Also heard Ms. S. H. Bora, learned Additional Public Prosecutor for the State respondent.

This is an appeal under Section 415 of BNSS, 2023 against the impugned judgment and order of conviction and sentence dated 23.10.2024, passed by the learned Special Judge (POCSO), Kamrup, Amingaon, in Special POCSO Case No. 18/2022, convicting the accused/appellant under Section 10 of the POCSO Act and sentencing him to undergo rigorous imprisonment for 5 (five) years and also to pay a fine of Rs. 10,000/- (Rupees ten thousand) only in default to undergo rigorous imprisonment for two months.

Admit.

Call for the LCR.

Since Ms. Bora, learned Additional Public Prosecutor, has entered appearance and accepted notice on behalf of State respondent No. 1, no formal notice is required to be issued to the said respondent. However, she shall be provided with requisite extra-copy of the petition, if not already furnished, during the course of the day.

Appellant side to take steps for service of notice upon respondent No. 2 by registered post with A/D as well as through usual process within a week from today.

In addition to that, the appellant is also hereby allowed to take steps through the Officer-In-Charge of the concerned Police Station, which shall be routed through the Registry as well as the Office of the Public Prosecutor.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant