

GAHC010269492025



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

Case No. : CRL.A(J)/191/2025

BITU NAYAK
S/O- SRI LOKPAL NAYAK, R/O- SAPEKHATI GHURAJAN, P.S. SAPEKHATI,
DIST. CAHARAIDEO, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : X,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

Date : 30/01/2026
(Michael Zothankhuma, J)

This is a jail appeal against the impugned judgement dated 16/09/2025 passed by the Court of the learned Additional Sessions Judge-cum- Special Judge (POCSO), Sivasagar, in Special (PCOSO) Case No. 34/2024, arising out of Nazira PS case No. 24/2024, by which the appellant has been convicted under

section 6 of the POCSO Act and sentenced to undergo rigorous imprisonment for 20(twenty) years with a fine of Rs. 10,000/-, in default, rigorous imprisonment for 6 (six) months.

Admit the Appeal.

Call for the TCR.

Issue notice returnable in 4 (four) weeks.

Ms. A. Begum, learned APP, Assam, accepts notice on behalf of the State.

Registry to furnish a copy of the appeal petition to the Office of the PP, Assam, who shall furnish the same to the Officer-in-Charge of the Nazira Police Station. The Officer-in-Charge of the P.S. shall thereafter furnish the said copy of the appeal to the informant/guardian of the victim and submit a report.

List the matter on 17/03/2026.

Ms. Manisha Karen Brown, learned counsel is appointed as Amicus Curiae to represent the appellant in this case.

JUDGE

JUDGE

Comparing Assistant