

GAHC040002722022



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

Case No. : Crl.A. 7/2022

1:Arbindo Mandal
S/o Shri Jagabandhu Mandal,
Permanent Resident of Boirukpur Village, PO/PS Silapatar, District Dhemaji, Assam.

VERSUS

1:THE STATE OF AP
Represented by the Public Prosecutor

Advocate for the Petitioner : Tabit Tapak

Advocate for the Respondent : P P of AP

BEFORE
HONBLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 15-03-2022

This statutory appeal is directed against the judgment and order passed by the learned Special Judge, POCSO in Pasighat Session Case No.55/2014 under section 376(2)(f)(i) IPC, read with section 6 of the POCSO Act. It is to be noted here that vide impugned judgment and order the learned Court below has convicted the appellant and sentenced him to suffer rigorous imprisonment for 10(ten) years and also to pay a fine of Rs.5000/-(Rupees Five Thousand

only) with default stipulation, under section 6 of POCSO Act, read with section 376(1)(f) of IPC.

Heard Mr. T. Tapak, learned counsel for the appellant and also perused the grounds mentioned in the memo of appeal and the documents placed on record.

The appeal is admitted for hearing.

Issue notice to the respondents, returnable in 4(four) weeks.

Since Mr. L. Hage, learned Addl. P.P. has entered appearance on behalf of the respondent No. 1, no formal notice is required to be issued. However, extra copies of the petition be furnish to Ms. Hage, learned Addl. P.P., during the course of the day.

Call for the record from the learned Court below.

Mr. Tapak, learned counsel for the petitioner submits that interim prayer of the appellant for granting bail, may be considered after receiving a record from the learned Court below.

Prayer is accordingly allowed.

List the matter after 4(four) weeks.

JUDGE

Comparing Assistant