

GAHC040005972025



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

Case No. : Crl.A./7/2025

Khyoda Taking and 7 Ors
Son of Late Khyoda Tee, resident of Village Paka, Po and PS Palin, Kra Daadi
District, Arunachal Pradesh.

2: Khyoda Racho
Age:
Occupation :
Son of Khyoda Tasang
resident of Village Paka
Po and PS Palin
Kra Daadi District
Arunachal Pradesh.

3: Khyoda Punung
Age:
Occupation :
Son of Late Khyoda Tee
resident of Village Paka
Po and PS Palin
Kra Daadi District
Arunachal Pradesh.

4: Khyoda Rath
Age:
Occupation :
resident of Village Paka
Po and PS Palin
Kra Daadi District
Arunachal Pradesh.

5: Khyoda Tarang
Age:
Occupation :

Son of Khyoda Teki
resident of Village Paka
Po and PS Palin
Kra Daadi District
Arunachal Pradesh.

6: Khyoda John
Age:
Occupation :
Son of Shri Khyoda Taking
resident of Village Paka
Po and PS Palin
Kra Daadi District
Arunachal Pradesh.

7: Khyoda Rade
Age:
Occupation :
Son of Shri Khyoda Taking
resident of Village Paka
Po and PS Palin
Kra Daadi District
Arunachal Pradesh.

8: Khyoda Tath
Age:
Occupation :
Son of Shri Khyoda Tanyik
resident of Doka Village
PO and PS Palin
Kra Daadi District
Arunachal Pradesh

VERSUS

The State of AP and Anr
through the PP of AP 2:Tayo Tadu
Age: 0
Occupation :
Son of Tayu Taling
Village Tayo
PO Palin
PS Palin
Kra Daadi District
Arunachal Pradesh

Advocate for the Petitioner : Rajesh Sonar, Binny Nyaruce,R Taku,Khyoda Yayo

Advocate for the Respondent : P P of AP,

**BEFORE
HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER**

ORDER

11/04/2025

This is an appeal under 415 (2) of the CrPC 1973, for setting aside and quashing of the impugned judgment and order dated 13.03.2025 passed by the Ld. Session Court, Ziro, in Session Case No. 04/2017 (Z) corresponding to Sangram Police Case No. 07/2017, convicting the appellants under Section 436/34 of IPC, and the sentencing order dated 17.03.2025 sentencing the appellant to undergo three years of simple imprisonment and payment of fine of Rs. 2000/- under section 436/34 of IPC and with a default clause to undergo simple imprisonment for three months.

The learned Additional Public Prosecutor, Ms. L. Hage has accepted notice on behalf of the State respondent No. 1.

The appellant shall take steps for service on respondent No. 2 by registered post with AD within 3(three) working days from today.

Call for scanned copies of the records of Session Case No. 4/2017 (Z) from the court of Session Judge, Ziro.

It has been stated that the appellants had been granted bail by the learned Trial Court vide order dated 17.03.2025.

Accordingly, the bail, so granted may be allow to continue pending disposal of this appeal.

List the matter after 4(four) weeks.

JUDGE

Comparing Assistant