

GAHC040020162025



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

Case No. : Crl.Rev.P./38/2025

Abinash Umbrey and Anr
Son of Late Eve Umbrey, a resident of Mayu-I, PO and PS Roing, Lower Dibang
Valley District, Arunachal Pradesh.

2: Ela Menjo
Age:
Occupation :
Son of Late Ilo Menjo
a resident of Dambuk
Po and PS Dambuk
Lower Dibang Valley District
Arunachal Pradesh

VERSUS

The State of AP and Anr
represented by the PP of AP 2:Takel Marbom
Age: 0
Occupation :
Son of Tatum Marbom
C/o OCPS Roing
Lower Dibang Valley District
Arunachal Pradesh

Advocate for the Petitioner : Dusu Rillung, Khyoda Moses,M K Singh

Advocate for the Respondent : P P of AP,

**BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA**

ORDER

Date : 08.12.2025

Heard Mr. M. K. Singh, learned counsel appearing for the petitioners. Also heard Mr. T. Ete, learned Additional Public Prosecutor for the State respondent.

This is an application under Section 438/442 of the Bharatiya Nagarik Suraksha Sanhita, 2023, read with Section 397/401 of the Code of Criminal Procedure, assailing the impugned judgment and order dated 04.11.2025, passed in Criminal Appeal No. 02(LDV)/2023 by the learned District & Sessions Judge, Tezu, Arunachal Pradesh, wherein the petitioners were convicted under Section 323 of the IPC.

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

Notice to respondent No. 1 is dispensed with, as the learned Additional Public Prosecutor has entered appearance in the matter.

The learned counsel for the petitioners shall take steps for service of notice upon respondent No. 2 by way of speed post within a week from today.

Registry is directed to call for the scanned copy of the TCR in connection with G. R. Case No. 70/2021 from the Court of learned Chief Judicial Magistrate, Roing, Lower Dibang Valley, Arunachal Pradesh

Let this matter be listed after 4 (four) weeks.

JUDGE

Comparing Assistant