

GAHC040001402024



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

Case No. : IA(Crl.) 05/2024

Nabam Saniya
Age: 24
Occupation :
Address: Son of Nabam Lota
resident of Apop Sango Village
PO and PS Sagalee
Papumpare District
Arunachal Pradesh

VERSUS

The State of AP and Anr
presented by the PP of AP

2: Gollo Renu
Address: C/o Sere Sangno Dabang a resident of Police Colony
Doimukh
Papumpare District
Arunachal Pradesh

Advocate for : Rimo Riba
Advocate for : P P of AP appearing for The State of AP and Anr: Advocate , appearing
for 2, respectively.

BEFORE

HONBLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 13.03.2024

Heard Mr. M. Pertin, the learned senior counsel assisted by Mr. M. Pertin, the learned counsel for the applicant and Ms L. Hage, the learned Additional Public Prosecutor for the State of Arunachal Pradesh.

This is an application filed under Section 389 of the Cr.P.C praying for suspension and for releasing the accused, Shri Nabam Tatang on bail.

On 25.01.2024, in respect of Sessions Case No.40/2016 (YPA), the accused was convicted under Sections 365/376(1)/342/323/506 of the Indian Penal Code.

I have considered the submissions made by the learned counsel for both sides.

The accused person was on bail during the entire period of trial and he was remanded to custody at the time of delivery of judgment.

This Court is of the opinion that the accused does not deserves

to be detained in custody at this stage, therefore, his bail application is allowed. The sentence awarded to the accused in respect of Sessions Case No.40/2016 (YPA) shall remain suspended, the accused, Shri Nabam Tatang shall be released on bail for Rs.25,000/- with a surety of like amount to the satisfaction of the learned Sessions Judge, Yupia with a condition to be imposed by the learned Sessions Judge, Yupia, if so desire.

Interlocutory application stands disposed of.

JUDGE

Comparing Assistant