

GAHC010105812024



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

I.A.(CrI.)/497/2024

MD ARSHIQUUL ALI
S/O LATE HUSSAIN ALI
R/O VILL- JAJORI
P.S.-MIKIRBHETA POLICE STATION
DIST-MORIGAON
ASSAM

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE PUBLIC PROSECUTOR
ASSAM

2:MISS NILUFA BEGAM (INFORMANT)
W/O MD. EUNUS ALI
R/O VILL- PAGHALI (CHAH KHUA PUKHURI)
P.S.-MIKIRBHETA
DIST-MORIGAON
ASSAM

PIN-782142

3:MD. ROUSAN ALI (VICTIM)
S/O LATE RUSMAT ALI
R/O VILL- PAGHALI (CHAH KHUA PUKHURI)
P.S.-MIKIRBHETA
DIST-MORIGAON
ASSAM

PIN-782142

Advocate for : MR D K DAS

Advocate for : PP

ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

**BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI**

ORDER

Date : 31.05.2024

Heard Mr. D.K.Das, learned counsel for the applicant and Mr.B.Sharma, learned Additional Public Prosecutor for the State opposite party No.1.

By filing this interlocutory application under Section 389 of the CrPC, the applicant has prayed for suspension of sentence and allow him to go on bail vide judgment and order dated 08.04.2024 passed by the learned Sessions Judge, Morigaon in Criminal Appeal No. 20/2023 upholding the Judgment and order dated 22.09.2023 passed by the learned SDJM, Morigaon in GR Case No. 1012/2016 convicting the applicant under Sections 325/34 of the IPC and sentenced him to undergo simple imprisonment for 365 days along with fine of Rs.5000/- in default to undergo 30 days simple imprisonment.

Having heard learned counsel for the parties and on perusal of the grounds cited in the application, the applicant is allowed to go on fresh bail on furnishing bail bond of Rs.10,000/- with one surety of like amount to the satisfaction of the learned SDJM, Morigaon and the aforesaid sentence is suspended till disposal of the connected revision petition.

The interlocutory application stands disposed of.

JUDGE

Comparing Assistant