

GAHC010125322024



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

Case No. :

I.A.(Crl.)/592/2024

CHESONG ENGHI
S/O ANIL ENGHI
R/O LONGJON CHEDONG
P.S.-DIPHU
P.O.-DIPHU
DIST- KARBI ANGLONG
ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR
ASSAM

2:KAJAL NATH
S/O LATE KEDAT NATH
R/O PANBARI
WARD NO. 2
P.O.-DIPHU
PIN-782460
P.S.-DIPHU
DIST- KARBI ANGLONG
ASSAM

Advocate for : MR. R BORA
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR

IN

Crl.Rev.P./243/2024

CHESONG ENGHI
S/O ANIL ENGHI, R/O LONGJON CHEDONG, P.S.-DIPHU, P.O.-
DIPHU, DIST- KARBI ANGLONG, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:KAJAL NATH
S/O LATE KEDAT NATH
R/O PANBARI
WARD NO. 2
P.O.-DIPHU
PIN-782460
P.S.-DIPHU
DIST- KARBI ANGLONG
ASSA

Advocate for the Petitioner : MR. R BORA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

26.06.2024

1. This Interlocutory Application has been filed by the applicant, who has preferred the connected criminal revision petition, which has been registered as Criminal Revision Petition No. 243/2024, praying for suspension of sentence imposed on the petitioner by the Court of learned Additional Chief Judicial Magistrate, Karbi-Anglong, Diphu in PRC Case No. 28/2021, which was upheld by the first Appellate Court, i.e. the Court of learned Sessions Judge, Karbi-

Anglong, Diphu in Criminal Appeal No. 07/2023.

2. The applicant was sentenced to undergo imprisonment for one year and to pay a fine of Rs. 5,000/- and in default of payment of fine to undergo another one month simple imprisonment.
3. Learned counsel for the applicant has submitted that he has good ground in the connected Criminal Revision Petition, by which he has assailed the judgment of the first Appellate Court as well as the Trial Court and he is hopeful of getting a favourable verdict in the said Criminal Revision Petition.
4. It is also submitted that as the sentence imposed on the applicant is of a short duration of one year, unless the operation of sentence is suspended during the pendency of the connected Criminal Revision Petition, he would be highly prejudice.
5. Considering the submissions made by the learned counsel as well as considering the fact that the applicant has been sentence to undergo simple imprisonment for a short duration of one year, this Court deems it proper to suspend the operation of the sentence imposed on the applicant by the impugned order till the pendency of the connected Criminal Revision Petition.
6. This Interlocutory Application is hereby disposed of.

JUDGE

Comparing Assistant