

GAHC010179352024



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

Case No. : I.A.(CrI.)/827/2024

THE STATE OF ASSAM
REP. BY THE PP, ASSAM.

VERSUS

MRIGEN HALOI
S/O. LT. LAKSHMI HALOI, R/O. VILL. MUGKUCHI NALBARI, DIST.-
NALBARI, ASSAM.

Advocate for the Petitioner : PP, ASSAM,

Advocate for the Respondent : MR. A M BORA,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 30.08.2024

Heard Mr. M. Phukan, learned Additional Public Prosecutor for the State of Assam and also heard Mr. D. Gagai, learned counsel for the respondent.

2. This application has been filed praying for modification of the order dated 27.08.2024 passed by this Court in I.A.(CrI.)/784/2024, arising out of Criminal Appeal No.263/2024.

3. In the said order, the judgment dated 22.07.2024 passed by the learned Special Judge, Assam in Special Case No.05/2021 was stayed, whereas sentenced imposed upon the

respondent should have been stayed.

4. I have considered the submissions made by the learned counsel of both the sides, the prayer of the learned Additional Public Prosecutor has the support of law therefore, the said order stands modified accordingly. The Sentence imposed upon Mrigen Haloi shall only be suspended till disposal of the appeal, not the entire judgment passed in Special Case No.05/2021.

5. With the aforesaid correction, the I.A. stands disposed of.

JUDGE

Comparing Assistant