GAHC010026282018

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

Case No. : I.A.(Crl.)/101/2018
in
Crl.A./41/2018

SANJIB MANDAL
R/O NIJURA NAGAR, LENGEMARA PATH, ODALBAKRA, P.S. DISPUR, DIST. KAMRUP (M), ASSAM.

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY PP, ASSAM.

Advocate for the Petitioner : MR. S KALITA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
HONOURABLE MR. JUSTICE MIR ALFAZ ALI

ORDER

23.11.2020

(M. Zothankhuma, J.)

Heard Mr. P. Kakoti, learned counsel appearing on behalf of Mr. S. Kalita, learned counsel for the applicant/ appellant. Also heard Ms. B. Bhuyan, learned Additional Public Prosecutor, Assam appearing for the State respondent.

This is an application for suspending the sentence and releasing the applicant on bail.

On perusing the impugned Judgment dtd: 07.07.2017 passed by the learned Additional Sessions Judge No.1, Kamrup (M), in Sessions Case No. 165 (K)/ 2017, by which the appellant has been convicted u/s 302 IPC and sentenced to undergo rigorous imprisonment for life with a fine of Rs.10,000/- in default to simple imprisonment for one year and also the LCR, we find that there are two eye witnesses, who corroborate the case of the prosecution with regard to the involvement of the present applicant in the crime.

Besides, on considering the fact that the LCR has arrived and the matter can be disposed, we are not inclined to allow the present application.

This application is accordingly rejected.

JUDGE **JUDGE**

Comparing Assistant