

GAHC020008042025



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

Case No. : I.A.(Crl.)/42/2025

KEDOSALE TSUKRU
- WIFE OF ZASITUO TSUKRU
RESIDENT OF DIHOMA VILLAGE
KOHIMA
NAGALAND-797003

VERSUS

STATE OF NAGALAND
NAGALAND KOHIMA

Advocate for : L. IRALU
Advocate for : P.P
NAGALAND appearing for STATE OF NAGALAND

**BEFORE
HON'BLE MRS. JUSTICE YARENJUNGLA LONGKUMER**

ORDER

Date : 28.11.2025

This application under section 430(1) of the BNSS,
2023 has been filed praying for suspension of the sentence and

grant of bail in GR Case No.112/2018 and the judgement dated 03.11.2025 sentencing the accused/applicant to undergo rigorous imprisonment for 1(one) year and to pay a fine of Rs.10,000/-.

Heard the learned counsel for the applicant Mr. L. Iralu as well as the learned P.P. Mr. Thiba Phom for the State respondents.

The learned counsel for the applicant submits that the present application under section 430(1) of the BNSS 2023 has been filed accompanying the criminal appeal under section 415(2) of the BNSS 2023 challenging the conviction and sentence.

It is stated that the said connected appeal raises substantial question of law and the appellant has a good case and has every chance of succeeding in the appeal. It is also submitted that the applicant was on bail throughout the investigation and never misused the liberty granted to him, nor has he ever attempted to abscond or influence witnesses. It is also stated that the appellant presented himself before the Jail authorities on 03.11.2025. However, due to some emergency medical complications he was admitted into the hospital on 03.11.2025 and till the time of filing the present application, the accused is still admitted in the hospital. It is therefore prayed that the execution of the sentence awarded to the appellant by the Principal District & Sessions Judge Kohima in GR Case No.112/2018 may be suspended pending final disposal of the connected appeal and it is also prayed that the appellant may be

released on bail under such terms and conditions as this Court may deem fit.

This Court has considered the prayer made in the application and it is of the view that the sentence may be suspended in the interest of justice. Accordingly, the judgment and sentence dated 03.11.2025 in GR Case No.112/2018 is suspended till the disposal of the connected CRAPL 4/2025. The convict/applicant is also allowed to go on bail on the same terms and conditions as allowed in the regular bail which was granted by the learned sessions Court subject to the additional condition that the applicant shall not leave the jurisdiction of the trial Court without permission.

I.A is disposed of.

**Sd/-
JUDGE**

Comparing Assistant