

GAHC010010332026



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

I.A.(Crl.)/73/2026

MD KHALILUR RAHMAN CHOUDHURY AND 6 ORS.
S/O LATE ABDUL KAYUM CHOUDHURY
P/R/O VILL- TARINIPUR PT-III
P.S.- KATIGORAH
DIST- CACHAR (ASSAM)

2: ABDUL SUKKUR
S/O LT. AKHADDAS ALI
P/R/O VILL- TARINIPUR PT-III
P.S.- KATIGORAH
DIST- CACHAR (ASSAM)

3: MD. ABDUL SUFAN
S/O LATE AKHADDAS ALI
P/R/O VILL- TARINIPUR PT-III
P.S.- KATIGORAH
DIST- CACHAR (ASSAM)

4: MD. ZIA UDDIN
S/O LATE MOSODDAR ALI TALUKDAR
P/R/O VILL- TARINIPUR PT-III
P.S.- KATIGORAH
DIST- CACHAR (ASSAM)

5: MD. MOINUL HAQUE @ MONU
S/O LATE YEAKUB ALI
P/R/O VILL- TARINIPUR PT-III
P.S.- KATIGORAH
DIST- CACHAR (ASSAM)

6: MD. IMAN UDDIN
S/O LATE SAYAB ALI
P/R/O VILL- TARINIPUR PT-III
P.S.- KATIGORAH

DIST- CACHAR (ASSAM)

7: MD. LAYES AHMED @ LAYES UDDIN
S/O LATE MANTAJ ALI
P/R/O VILL- TARINIPUR PT-III
P.S.- KATIGORAH
DIST- CACHAR (ASSAM)
VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR
ASSAM

Advocate for : MR. K A MAZUMDER
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

Linked Case No. : Crl.A./24/2026

MD KHALILUR RAHMAN CHOUDHURY AND 6 ORS.
S/O LATE ABDUL KAYUM CHOUDHURY, P/R/O VILL- TARINIPUR PT-III,
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P.S.- KATIGORAH
DIST- CACHAR (ASSAM)

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. K A MAZUMDER, S A ISLAM, MISS R A
CHOUDHURY, MR E AHMED

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 05.02.2026

Heard Mr. K A Mazumder, the learned counsel appearing for the applicants. Also heard Mr. K K Das, the learned Addl. Public Prosecutor appearing for the State of Assam.

2. This application has been filed under Section 430 of the BNSS, 2023 praying for suspension of sentence and for allowing the applicants to remain on previous bail.

3. I have gone through the impugned judgment. I have also considered the submissions made by the learned counsel of both sides.

4. It is hereby directed that the sentence imposed upon the applicants, namely, 1. Md. Khalilur Rahman Choudhury, 2. Abdul Sukkur, 3. Md. Abdul Sufan, 4. Md. Zia Uddin, 5. Md. Moinul Haque

@ Monu, 6. Md. Iman Uddin, 7. Md. Layes Ahmed @ Layes Uddin by the learned Sessions Judge (FTC), Cachar, Silchar vide judgment and order dated 18.12.2025 in Sessions Case No.15/2015 shall remain suspended till disposal of the appeal.

5. It is further directed that all the applicants are allowed to remain on previous bail till disposal of the connected appeal.

With the aforesaid direction, this IA stands disposed of accordingly.

JUDGE

Comparing Assistant