

Crl. Appl. (J) 08 AP/2010

**THE GAUHATI HIGH COURT**

(High Court of Assam, Nagaland, Meghalaya, Manipur, Tripura, Mizoram & Arunachal Pradesh )

**APPELLATE SIDE**

District Lohit

Criminal Appeal No 55(CJ)/08

Revision under Section 397/401/482, Code or  
Criminal Procedure  
No of 200

Jyopal Murmu & anr-----Appellant/Petitioner  
( Through -----  
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Versus

State of Arunachal Pradesh

P. P. A. P.

Trial Court

Respondent/ Opposite-Party

Magistrate

Date 200

Conviction and sentence

Appellate Court

Date 200

| Serial No.<br>of papers or orders | Date | Note and Orders | Signature |
|-----------------------------------|------|-----------------|-----------|
|                                   |      |                 |           |

CRL.A (J) 08 (AP) 2010

BEFORE

THE HON'BLE MR JUSTICE I A ANSARI  
THE HON'BLE MR. JUSTICE P.K.MUSAHARY

07-01-2011

(Ansari, J)

Heard Mr. I. Basar, learned Additional Public Prosecutor, and Mr. K. Ete, learned Amicus Curiae.

By judgment and order, dated 28-09-2007, passed, in Sessions Case (FTC) No.3/2002, by the learned Addl. Sessions Judge, Fast Track Court, Namsai, three accused persons, namely, Gopal Murmu, Gulu Murmu and Narayan Murmu were convicted under Section 302 IPC. By the said judgment and order, accused Bolai Murmu was convicted under Section 109 IPC and all the convicted persons were sentenced to suffer imprisonment for life.

On a reference made under Section 30 of the Assam Frontier (Administration of Justice) Regulation, 1945, for confirmation of the conviction of the said accused and the sentences passed against them, the reference was registered as Criminal Ref. (H) 10 (AP) 2007. By judgment and order, dated 28-09-2007, the reference has been answered in favour of the accused and their conviction and also the sentence passed against them have been set aside.

Subsequent to this Court's judgment and order, dated 28-09-2007, whereby the accused aforementioned, were acquitted and were directed to be set at liberty, the Criminal Appeal (J) 55 of 2008,

which had been preferred by the accused persons, when they were in jail and the same came to be registered at the Principal Seat, on 29-04-2008, and the same, on being transferred to this Bench, has been renumbered as Criminal Appeal (J) 08 (AP) 2010.

In the meanwhile, however, in the reference, as indicated above, the accused appellants have already been acquitted, their sentences have been set aside and they were directed to be set at liberty.

In view of the above, this appeal does not survive. This appeal is, therefore, closed and shall accordingly stand disposed of.

  
**JUDGE**

  
**JUDGE**

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