

GAHC010010302026



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

Case No. : Crl.Pet./75/2026

SMTI HEMSHIKHA TALUKDAR
WIFE OF SRI NAYAN NARAYAN DAS, DAUGHTER OF BRAJENDRA NATH
TALUKDAR RESIDENT OF HOUSE NO. 33, SHIVA SHAKTI PATH, JATIA,
KAHILIPARA, P. ASSAM SACHIVALAYA, DISPUR, GUWAHATI-781006,
DISTRICT KAMRUP(M), ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, STATE OF ASSAM.

2:SRI HARI MODI
SON OF LATE HARENDRA CHANDRA MODI RESIDENT OF JANAKPUR
ROAD
ANTARA PATH
KANPROVA ENCLAVE
FLAT NO. 01
KAHILIPARA
P.O. KAHILIPARA
P.S. DISPUR
GUWAHATI-781019
DISTRIC-TKAMRUP(M)
ASSA

Advocate for the Petitioner : MR. A M BORA, S K LAHAN,MR. N BORAH

Advocate for the Respondent : PP, ASSAM, H BAISHYA(R-2),MS M ZOMUANPUII(R-2),MR P
DOLEY(R-2),MR J SINGH(R-2),MR. B D KONWAR SR. ADV.(R-2)

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 29.01.2026

Heard Mr. A. M. Bora, learned Senior Counsel assisted by Mr. N. Borah, learned counsel for the petitioner. Also heard Mr. K. K. Das, learned Additional Public Prosecutor for the State of Assam and Mr. B. D. Konwar, learned Senior Counsel assisted by Mr. P. Doley, learned counsel appearing on behalf of respondent No.2.

No formal notice is required to be sent to the respondents as because both the respondents are represented by their respective counsels.

Heard the learned counsel for both sides in the matter or prayer for an interim order.

Learned Senior Counsel for the respondent No.2 has objected to it on the ground that no fruitful purpose would be served by granting an interim order.

I have considered the submissions made by learned counsel for both the sides.

It is hereby directed that till returnable date, the further proceedings of PRC Case No.43/2026, pending in the Court of the learned Chief Judicial Magistrate, Kamrup (Metro) at Guwahati shall remain stayed.

Also call for the scanned copy of the Trial Court record fixing on 25.02.2026.

JUDGE

Comparing Assistant