

GAHC010014232018



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

Case No. : Crl.Pet./57/2018

ANJANA DAS
W/O- TAPESH DAS, R/O- H NO. 103, SEUJI PATH, F A AHMED NAGAR,
PANJABARI, GUWAHATI, DIST- KAMRUP(M), ASSAM

2: YASMIN KHANDAKAR
W/O- ABDUS SAMAD KHANDAKAR
R/O- H NO. 11
RODALI PATH
F A AHMED NAGAR
PANJABARI
GUWAHATI
DIST- KAMRUP(M)
ASSA

VERSUS

THE STATE OF ASSAM
THROUGH THE PP, ASSAM

2:SADEK HUSSAIN
S/O- AHMED HUSSAIN
RONGPUR PATH
AHMED NAGAR
SIX MILE
P.S- DISPUR
GUWAHATI
DIST- KAMRUP(M)

Advocate for the Petitioner : MRS J M KONWAR, MR. R KALITA,MR. R SALOI

Advocate for the Respondent : PP, ASSAM, MR I AHMED (R2)

**BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

ORDER

Date : 02.06.2026

Heard Mrs. J.M. Konwar, learned counsel appearing for the petitioners. Also heard Mr. I. Ahmed, learned counsel appearing for the respondent No.2 and Ms. A. Begum, learned Addl. P.P. for the State respondent.

It appears that by way of the instant criminal petition, the petitioners are seeking quashing of the FIR dated 11.12.2013 and the charge-sheet dated 28.12.2016 as well as the corresponding G.R. Case No.14956/2013 under Sections 406/420 IPC against the petitioners, pending before the Court of the learned Judicial Magistrate First Class, Kamrup(M), Guwahati.

Mrs. J.M. Konwar, learned counsel appearing for the petitioners submits that no criminal case whatsoever is made out against the petitioners, as they have relinquished the post in question and at the time when they had relinquished the post, the money alleged to have been misappropriated by them was already lying in the account of the Samity.

On pointed query by this Court as to whether the documents which are not part of the charge-sheet can be looked into by this Court at the quashing stage, Mrs. J.M. Konwar seeks for a short accommodation to produce the authority in this regard.

Ms. A. Begum, learned Addl. P.P. draws attention of this Court to the fact that the full scanned copy of the TCR is not available in the TCR that has been received.

Let the full TCR along with the case diary be called for through the Registry.

Ms. A. Begum, learned Addl. P.P. shall also look into the case records that has been received from the learned Trial Court.

Re-post on **23.06.2026.**

JUDGE

Comparing Assistant