

GAHC010018592021



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

**Case No. : Crl.Pet./74/2021**

RANA GOSWAMI  
S/O LATE NILAKANTA GOSWAMI, R/O RAJABARI, JORHAT, DIST-JORHAT,  
ASSAM-785015

VERSUS

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

2:S.I. PROBIN NEOG  
INVESTIGATING OFFICER  
SELEHGHAT POLICE OUTPOST  
P.S.-TEOK  
DIST-JORHAT, ASSAM

**Advocate for the Petitioner : MR Z KAMAR**

**Advocate for the Respondent : PP, ASSAM**

**B E F O R E**

**HON'BLE MR. JUSTICE HITESH KUMAR SARMA**

18-02-2021

Heard Mr. Z. Kamar, learned senior counsel for the petitioner.

This is an application under Section 482 of the Code of Criminal Procedure seeking quashment of the Charge Sheet No.328/2020 dated 30.06.2020 in connection with Jorhat P.S. Case No.636/2016 as well as the order dated 28.10.2020 passed by the learned S.D.J.M. (S), Jorhat in G.R. Case No.903/2016 by which cognizance was taken for offence under Section 468/471 of the Indian Penal Code against the petitioner.

Mr. N.K. Kalita, learned Additional Public Prosecutor, Assam, appears and accepts notice on behalf of Respondent No.1. Hence, no formal notice need be served upon him.

Mr. Kalita, learned Additional Public Prosecutor has submitted that Respondent No.2, being a police officer, he can represent him also. Accordingly, the Respondent No.2 is also represented by the learned Additional Public Prosecutor.

Call for the scanned copy of the case record of G.R. Case No.903/2016 from the Court of learned S.D.J.M.(S), Jorhat.

Registry is directed to collect the same and place it before this Court on the date fixed.

List the matter on 17.03.2021.

Also heard on the interim prayer.

On examination of the materials available before this Court, as of now, it is provided, in the interim, that the proceedings in G.R. Case No.903/2016 corresponding to Jorhat Police Station Case No.636/2016 pending in the Court of S.D.J.M. (S), Jorhat, shall remain stayed.

JUDGE

**Comparing Assistant**