

GAHC010019582024



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

Case No. : Crl.Pet./134/2024

MOZAHIDUL ISLAM @ MOJAHIDUL ISLAM
S/O ABDUR RAHMAN
R/O VILL- GOBARDHANPARA,
P.O. GOBARDHANPARA,P.S. BILASIPARA, DIST. DHUBRI, ASSAM, PIN-
783348

VERSUS

THE STATE OF ASSAM AND ANR
TO BE REP. BY THE LEARNED PP, ASSAM

2:NARGIS BEGUM
W/O AYUB ALI
C/O AKBAR ALI MONDAL
PRESENTLY RESIDING AT
VILL- ISLAMPUR
SIBERDABRI
P.O. GOBARDHANPARA

PIN-783348
P.S. BILASIPARA
DIST. DHUBRI
ASSA

Advocate for the Petitioner : MR. A K AHMED

Advocate for the Respondent : PP, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

Date : 09.02.2024

Heard Mr. A. K. Ahmed, learned counsel for the petitioner. Also heard Ms. S. Jahan, learned Additional Public Prosecutor for the State respondent.

This petition under Section 482 of the Code of Criminal Procedure, 1973 has been filed by the petitioner, namely, Mozahidul Islam @ Mojahidul Islam impugning the order dated 23.11.2023 passed in PRC Case No.574/2023 whereby the learned Chief Judicial Magistrate, Kokrajhar, Assam under Sections 417/376 I.P.C against the present petitioner.

Issue notice to the respondent and call for the scanned copy of the PRC Case No.574/2023 along with the scanned copy of the case diary of Kokrajhar Case No.269/2023.

As learned Additional Public Prosecutor has appeared for the respondent no. 1, no formal notice need to be issued to the respondent no.1.

As regards respondent no.2 is concerned, the petitioner shall take steps for service of notices to the respondent no.2 by registered post with A/D within three days from the date of receipt of this order, returnable within four weeks.

Let this matter be listed after four weeks.

JUDGE

Comparing Assistant