

GAHC010023562026



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

Case No. : Crl.Rev.P./68/2026

NUR MOHAMMOD SARKAR
S/O LATE ABDUL MOZID, R/O- VILL- NAYER ALGA PART-II,P.O.- NAYER
ALGA,P.S.- BILASIPARA,DIST- DHUBRI, ASSAM,PIN- 783348.

VERSUS

GOLERA KHATUN AND 5 ORS.
D/O- LATE KHALLUR RAHMAN PRAMANIK,R/O- ANUPAM NAGAR ROSE
LANE, H/NO-23, GHY-38,P.O. P.S.- HATIGAON,DISTRICT- KAMRUP (M),
ASSAM,PIN- 781038.
M/NO. 6026292852/7577851091

2:FARUQUE ABDULLAH ALIAS PRINCE
C/O- GOLERA KHATUN
R/O- ANUPAM NAGAR
ROSE LANE
H/NO-23
GHY-38
P.O. P.S.- HATIGAON
DISTRICT- KAMRUP M
ASSAM. M/NO. 7636864869/9085267948

3:NAMJIMA HEPTULLA ALIAS SONNY
C/O- GOLERA KHATUN
R/O- ANUPAM NAGAR
ROSE LANE
H/NO-23
GHY-38
DISTRICT- KAMRUP (M)
ASSAM. M.NO. 8822599267

4:BAHARUL ISLAM
S/O- LATE KHALLUR RAHMAN PRAMANIK
PERMANENT ADDRESS C/O- JOHIRUL ISLAM JAHIR UDDIN

VILLAGE- BANPURA
P.O. P.S.- MOKAMUA
DISTRICT- NALBARI
ASSAM
PIN- 781126.
PRESENT ADDRESS C/O- NOZRUL ISLAM
R/O- AFSAR LANE
LAKHTAKIA
NEAR TRAFFIC POLICE POINT (IN TOP UP 5TH FLOOR OF RCC BUILDING)
P.O. AND P.S. PANBAZAR DIST. KAMRUP (M)
ASSAM
PIN- 781001
(M.NO. 9401073298

5:AKKAS ALI
S/O- LATE ZOMSER ALI
VILLAGE- BANPURA
P.O. P.S.- MOKAMUA
DISTRICT- NALBARI
ASSAM, PIN- 781126.
M/NO. 9126622144/6002638090

6:FULERA KHATUN
W/O- AKKAS ALI
VILLAGE- BANPURA
P.O. P.S.- MOKAMUA
DISTRICT- NALBARI
ASSAM, PIN- 781126. M/NO. 910134198

Advocate for the Petitioner : MR. M A SHEIKH, MS S A KHALIFA,MR. W A SHEIKH,MS F
INTAZ

Advocate for the Respondent : ,

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA
ORDER

Date : 25.02.2026.

Heard Mr. M.A. Sheikh, learned counsel for the petitioner.

This is an application under Section 442 read with Section 438 of the BNSS,

2023 against the order dated 04.11.2025, passed in C.R. Case No.484/2024, by the learned Judicial Magistrate First Class, Kamrup (M) at Guwahati, whereby the learned trial Court below declined to take cognizance against the other accused persons except the petitioner No.1, who were named in the said complaint case and also declined not to issue search warrant, as prayed by the petitioner.

Issue notice to the respondent No.1, returnable in 3 (three) weeks.

Petitioner to take steps for service of notice upon the respondent No. 1 through speed post as well as through usual process within 3 (three) working days from today.

Considering the prayer made by Mr. Sheikh, the learned counsel for the petitioner, the name of respondent Nos.2, 3, 4, 5 & 6 may be deleted from the cause title of the present petition, at the risk of the petitioner.

Also call for the scanned copy of the Trial Court Record. Registry will do the needful.

Considering the prayer made by the learned counsel for the petitioner, the further proceeding in C.R. Case No.484/2024, pending in the Court of learned Judicial Magistrate First Class, Kamrup (M) at Guwahati shall remain stayed till the next date.

List the matter on 20.03.2026.

JUDGE

Comparing Assistant