

GAHC010035222026



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

Case No. : Crl.Rev.P./88/2026

MRS BULBUL CHUTIA (GOGOI)
WIFE OF SRI JAYANTAJIT GOGOI, RESIDENT OF JALBHARI, GHILAMARA,
POLICE STATION GHILAMARA, SUB-DIVISION DHAKUAKHANA IN THE
DISTRICT OF LAKHIMPUR, ASSAM.

VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM.

2:THE SUPERINTENDENT OF POLICE
LAKHIMPUR DISTRICT
NORTH LAKHIMPUR
ASSAM

3:THE OFFICER IN CHARGE
GHILAMARA POLICE STATION
GHILAMARA
SUB-DIVISION DHAKUAKHANA
IN THE DISTRICT OF LAKHIMPUR
ASSA

Advocate for the Petitioner : MR DEBA SARMAH, RAKESH CHETRY

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA
ORDER

Date : 24.02.2026.

Heard Mr. D. Sarmah, learned counsel for the petitioner. Also heard Mr. P. Borthakur, learned Addl. P.P., Assam appearing on behalf of all the respondents.

This is an application under Section 528 read with Section 438/442 of the BNSS, 2023, assailing the legality and validity of the impugned order dated 12.12.2025, passed by the learned Judicial Magistrate First Class, Dhakuakhana, whereby the application being No.908/2025, filed by the petitioner under Section 173(4)/175(3) of the BNSS, 2023 was rejected by the learned Court below.

Issue notice to the respondents, returnable within 2 (two) weeks.

Since Mr. Borthakur, learned Addl. P.P., Assam has entered appearance and accepted notice on behalf of the respondents, no formal notice is required to be issued to the said respondent. However, he shall be provided with requisite extra-copy of the petition during the course of the day.

Let the inquiry report and all other relevant documents, which were furnished before the Court of learned Judicial Magistrate First Class, Dhakuakhana, while passed the order on the Petition No.1908/2025 be called for.

Registry will do the needful.

List the matter after two (2) weeks, on a date to be fixed by the Registry.

JUDGE

Comparing Assistant